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HOUSE JOURNAL 1983

Volume I

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OF THE
Forty-Eighth Legislature
OF THE
STATE OF MONTANA
VOLUME I

MONTANA LEGISLATIVE COUNCIL
LIBRARY

**Held in Helena, the Seat of Government
Commencing in Regular Session January 3, 1983
and Ending April 21, 1983**

Daniel Kemmis
Speaker of the House

Jo Ann F. Owens
Chief Clerk of the House

Rose Munger
Journal Clerk

Rachel Thompson
Asst. Journal Clerk

Patricia Small
Data Entry Clerk

**PUBLISHED BY
THE MONTANA LEGISLATIVE COUNCIL**

HOUSE JOURNAL

OF THE

Forty-Eighth Legislature

OF THE

State of Montana

Commencing in Regular Session

January 3, 1983 and Ending April 21, 1983

Published by
The Montana Legislative Council
Room 600 State Capitol
Helena, Montana 59601

Ernest G. Lindholm
Executive Director

HOUSE JOURNAL
OF THE
Forty-Eighth Legislature
OF THE
State of Montana

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Published by
The Montana Legislative Council
Room 138 State Capitol
Helena, Montana 59620

Diana S. Dowling
Executive Director

OFFICERS AND MEMBERS OF THE MONTANA HOUSE OF REPRESENTATIVES 1983

100 Members

45 Republicans
55 Democrats

84 Men
16 Women

OFFICERS

Speaker	Daniel Kemmis
Speaker Pro Tempore	Joe Brand
Majority Floor Leader	John Vincent
Majority Whip	Dan Harrington
Minority Floor Leader	Bob Marks
Minority Whip	Jack Ramirez
Chief Clerk	Jo Ann F. Owens

MEMBERS

NAME	RESIDENCE OR MAILING ADDRESS	DIST. NO.	COUNTY OF RESIDENCE	PARTY
Abrams, Hubert J.....	Wibaux 59353.....	56	Wibaux	Democrat
Addy, Kelly.....	237 Ave. C., Billings 59101	62	Yellowstone.....	Democrat
Asay, Tom.....	Rural Route 2, Forsyth 59327.....	50	Rosebud	Republican
Bachini, Robert F.....	409 19th St., Havre 59501	7	Hill	Democrat
Bardanoue, Francis.....	Box 367, Harlem 59526.....	6	Blaine	Democrat
Bengtson, Esther G.....	Shepherd 59079.....	59	Yellowstone.....	Democrat
Bergene, Toni R.....	511 29th Ave. N.E., Great Falls 59404.....	36	Cascade.....	Republican
Bertelsen, Verner L.....	Rural Route #1, Ovando 59854	27	Powell.....	Republican
Bliss, Brent.....	Rural Route #2, Dutton 59433.....	10	Chouteau.....	Republican
Brand, Joe.....	720 Montana Ave., Deer Lodge 59722.....	28	Powell.....	Democrat
Brown, Dave.....	3040 Ottawa, Butte 59701.....	83	Silver Bow.....	Democrat
Brown, Jan.....	906 Madison Ave., Helena 59601	32	Lewis & Clark.....	Democrat
Compton, Duane W.....	Box 1061, Malta 59538	5	Phillips	Republican
Connelly, Mary Ellen.....	Box 214, Whitefish 59937	15	Flathead.....	Democrat
Curtiss, Aubyn A.....	Box 216, Fortine 59918	20	Lincoln	Republican
Daily, Fred (Fritz).....	1057 West Steel, Butte 59701.....	87	Silver Bow.....	Democrat
Darko, Paula A.....	Box 490, Libby 59923.....	22	Lincoln	Democrat
Devlin, Gerry.....	Box 186, Terry 59349.....	52	Prairie	Republican
Donaldson, Gene.....	3890 Helberg Dr., Helena 59601	29	Lewis & Clark.....	Republican
Dozier, Robert H.....	Box 1051, Billings 59103.....	61	Yellowstone.....	Democrat
Driscoll, Jerry L.....	4344 Stone Street, Billings 59101	69	Yellowstone.....	Democrat
Ellerd, Robert A.....	2206 Bridger Drive, Bozeman 59715.....	75	Gallatin.....	Republican
Ellison, Orval S.....	West Boulder Route, McLeod 59052	73	Park.....	Republican
Ernst, Gene N.....	Box 39, Stanford 59479.....	47	Judith Basin.....	Republican
Eudaily, Ralph S.....	234 Kensington Ave., Missoula 59801	100	Missoula.....	Republican
Fabrega, W. Jay.....	2749 Carmel, Great Falls 59404.....	44	Cascade.....	Republican
Fagg, Harrison G.....	1414 Mystic Drive, Billings 59102.....	63	Yellowstone.....	Republican
Farris, Carol.....	311 28th St., So., Great Falls 59401.....	41	Cascade.....	Democrat
Hammond, Joe.....	Box 12, Alberton 59820.....	24	Mineral	Democrat
Hand, Bill.....	30 South Arizona St., Dillon 59725.....	82	Beaverhead.....	Democrat
Hannah, Tom.....	2228 Beloit, Billings 59102.....	67	Yellowstone.....	Republican
Hansen, Stella Jean.....	841 Woodford St., Missoula 59801.....	96	Missoula.....	Democrat
Hanson, Marian W.....	Box 237, Ashland 59003.....	57	Powder River.....	Republican
Harp, John G.....	134 Park Ave., Kalispell 59901	19	Flathead.....	Republican
Harper, Hal.....	#9 Comstock Rd., Helena 59601.....	30	Lewis & Clark.....	Democrat
Harrington, Dan W.....	1201 No. Ecelsior, Butte 59701.....	88	Silver Bow.....	Democrat
Hart, Marjorie.....	Box 25, Glendive 59330.....	55	Dawson	Democrat
Hemstad, Andrea "Andy".....	2401 4th Ave. No., Great Falls 59401	40	Cascade.....	Republican
Holliday, Gay.....	Box 316, Roundup 59072.....	46	Musselshell.....	Democrat
Howe, Ramona E.....	Box 352, Lodge Grass 59050.....	58	Big Horn.....	Democrat

HOUSE OF REPRESENTATIVES

(Continued)

NAME	RESIDENCE OR MAILING ADDRESS	DIST. NO.	COUNTY OF RESIDENCE	POLITICS
Iverson, Dennis	Box 66, Whitlash 59545	9	Liberty	Republican
Jacobsen, Glenn E.	Box 186, Plentywood 59254	1	Sheridan	Democrat
Jensen, James D. "Jim"	128 Alderson, Billings 59101	66	Yellowstone	Democrat
Jensen, William (Ray)	Rt. 1, Box 75, St. Ignatius 59865	25	Lake	Republican
Jones, Tom L.	171 - 3 Mile Dr., Kalispell 59901	17	Flathead	Republican
Kadas, Mike.	825 Cooley, Missoula 59802	95	Missoula	Democrat
Keenan, Nancy A.	1421 West Third, Anaconda 59711	89	Deer Lodge	Democrat
Kemmis, Daniel	Box 8687, Missoula 59807	94	Missoula	Democrat
Kennerly, Roland F.	Box 437, Babb 59411	14	Glacier	Democrat
Keyser, Kerry R.	Box 126, Ennis 59729	81	Madison	Republican
Kitselman, Les	1148 Patriot St., Billings 59105	60	Yellowstone	Republican
Koehnke, Francis	Box 692, Townsend 59644	45	Broadwater	Democrat
Lory, Earl C.	4795 Miller Creek Rd., Missoula 59803	99	Missoula	Republican
Lybeck, Ray	500 E. Reserve Dr., Kalispell 59901	16	Flathead	Democrat
McBride, Kathleen	3111 Carter St., Butte 59701	85	Silver Bow	Democrat
McCormick, Lloyd J. "Mac"	326 14th Ave. So. #2, Great Falls 59405	38	Cascade	Democrat
Marks, Robert L. "Bob"	302 Lump Gulch Rt., Clancy 59634	80	Jefferson	Republican
Manuel, Rex	Rural Route #1, Box 42, Fairfield 59436	11	Teton	Democrat
Menahan, William (Red)	1304 W. 5th St., Anaconda 59711	90	Deer Lodge	Democrat
Metcalf, Jerry	201 Vawter St., Helena 59601	31	Lewis & Clark	Democrat
Miller, Ron	513 52nd St. So., Great Falls 59405	42	Cascade	Republican
Mueller, Glenn H.	Box 334, Libby 59923	21	Lincoln	Republican
Neuman, Ted	Box 87, Vaughn 59487	33	Cascade	Democrat
Nilson, Les	917 3rd Ave. So., Great Falls 59405	37	Cascade	Democrat
Nisbet, Gerald D.	420 25th Ave. N.E., Great Falls 59404	35	Cascade	Democrat
Nordvedt, Ken	118 Sourdough Ridge, Bozeman 59715	77	Gallatin	Republican
O'Connell, Helen G.	703 4th Ave. S.W., Great Falls 59404	34	Cascade	Democrat
Pavlovich, Robert J. "Bob"	1375 Harrison Ave., Butte 59701	86	Silver Bow	Democrat
Peck, Ray L.	620 4th Ave., Havre 59501	8	Hill	Democrat
Phillips, John E.	1200 32nd St. So. #61, Great Falls 59405	43	Cascade	Republican
Pistoria, Paul G.	2421 Central Ave., Great Falls 59401	39	Cascade	Democrat
Quilici, Joe	3040 Kossuth, Butte 59701	84	Silver Bow	Democrat
Ramirez, Jack	4042 Pine Cove Rd., Billings 59106	64	Yellowstone	Republican
Ream, Bob	5950 Wildcat Rd., Missoula 59802	93	Missoula	Democrat
Roush, Glenn A.	Box 195, Cut Bank 59427	13	Glacier	Democrat
Ryan, John A.	Box 8, Bruset 59318	49	Garfield	Republican
Sales, Walter R.	Route 1, Box 37, Manhattan 59741	79	Gallatin	Republican
Sands, Jack	3115 Poly Drive, Billings 59102	68	Yellowstone	Republican
Saunders, Glenn	Box 686, Columbus 59019	72	Stillwater	Democrat
Schultz, James M. "Jim"	1210 7th Ave. No., Lewistown 59457	48	Fergus	Republican
Schye, Ted	North Star Route, Glasgow 59230	4	Valley	Democrat
Seifert, Carl A.	Route 1, Box 45B, Polson 59860	26	Lake	Republican
Shontz, John M.	Rural Route #2, Box 2400, Sidney 59270	53	Richland	Democrat
Smith, Clyde B.	148 Three Mile Dr., Kalispell 59901	18	Flathead	Republican
Solberg, Chester	Box 848, Scobey 59263	2	Daniels	Republican
Spaeth, Gary	Silesia 59080	71	Carbon	Democrat
Stobie, Chris H.	Route 2, Box 44, Thompson Falls 59873	23	Sanders	Republican
Swift, Bernie	S.E. 206 Rose Lane, Hamilton 59840	91	Ravalli	Republican
Switzer, L. Dean	Star Route #2, Richey 59259	54	Dawson	Republican
Thoft, Bob	Route 3, Box 1520, Stevensville 59870	92	Ravalli	Republican
Underdal, Melvin	Box 605, Shelby 59474	12	Toole	Republican
Veleber, Dennis L.	3035 Eaton, Missoula 59801	98	Missoula	Democrat
Vincent, John	1217 South Grand, Bozeman 59715	78	Gallatin	Democrat
Vinger, Orren C.	517 Johnson, Wolf Point 59201	3	Roosevelt	Republican
Waldron, Steve	Box 5233, Missoula 59806	97	Missoula	Democrat
Wallin, Norm	2422 Springcreek Dr., Bozeman 59715	76	Gallatin	Republican
Williams, J. Melvin "Mel"	Box 245, Laurel 59044	70	Yellowstone	Democrat
Winslow, Cal	1240 Crawford Dr., Billings 59102	65	Yellowstone	Republican
Yardley, Dan	Box 482, Livingston 59047	74	Park	Democrat
Zabrocki, Carl J.	Route 2, Box 3166, Miles City 59301	51	Custer	Democrat

HOUSE STANDING COMMITTEES

Agriculture, Livestock and Irrigation

M-W-F—12:30–2:00 p.m.—Room 129

Jacobsen, Glenn, Chairman
Holliday, Gay, Vice-Chairman
Bachini, Robert
Bengtson, Esther
Bliss, Brent
Ernst, Gene
Hanson, Marian
Howe, Ramona
Jensen, William (Ray)
Koehnke, Francis
Lybeck, Ray
Roush, Glenn
Ryan, John
Saunders, Glenn
Schultz, James
Spaeth, Gary
Underdal, Melvin
Council Staff: John MacMaster

Appropriations

Mon thru Fri—8:00–11:30 a.m.—Room 104

Bardanoue, Francis, Chairman
Manuel, Rex, Vice-Chairman
Waldron, Steve, Vice-Chairman
Bengtson, Esther
Connelly, Mary Ellen
Donaldson, Gene
Ernst, Gene
Hemstad, Andrea
Lory, Earl
Menahan, Red
Peck, Ray
Quilici, Joe
Roush, Glenn
Shontz, John
Stobie, Chris
Thoft, Bob
Winslow, Cal
Staff: Judy Rippengale
Legislative Fiscal Analyst

APPROPRIATIONS—FINANCE AND CLAIMS

Joint Subcommittees

Education and Cultural Resources, Rm. 104

Representative Bengtson, Chairman
Representative Donaldson
Representative Ernst
Representative Peck
Senator Haffey
Senator Hammond
Senator Jacobson
Fiscal Analyst Staff: Curtis M. Nichols
Pamela D. Joehler
Bill Sykes

Human Services, Rm. 436

Representative Shontz, Chairman
Representative Menahan
Representative Winslow
Senator Story
Senator Aklestad
Senator Regan
Fiscal Analyst Staff: Norman Rostocki
Peggy Williams

Institutions, Rm. 108

Representative Waldron, Chairman
Representative Roush
Representative Thoft
Senator Etchart
Senator Ochsner
Senator Thomas
Fiscal Analyst Staff: Norman Rostocki
Peggy Williams
Scott E. Sim, Intern

Legislative, Judicial, Administrative, Rm. 437

Representative Quilici, Chairman
Representative Connelly
Representative Lory
Senator Dover
Senator Keating
Senator Stimatz
Senator Van Valkenburg
Fiscal Analyst Staff: Clifford D. Roessner
Leo W. O'Brien

Long Range Building

Representative Manuel, Chairman
Representative Bardanouve
Representative Donaldson
Representative Thoft
Representative Waldron
Senator Etchart, Vice-Chairman
Senator Haffey
Senator Thomas
Senator Himsl
Senator Ochsner
Fiscal Analyst Staff: Pam Jochler

Natural Resources and Business Regulation, Rm. 132

Representative Manuel, Chairman
Representative Hemstad
Representative Stobie
Senator Boylan
Senator Smith
Senator Stimatz
Fiscal Analyst Staff: Dick Gilbert

Business and Industry

Mon thru Fri—8:00–11:30 a.m.—Room 420

Metcalf, Jerry, Chairman
Pavlovich, Bob, Vice-Chairman
Bachini, Robert
Ellerd, Bob
Ellison, Orval
Fabrega, Jay
Fagg, Harrison
Hansen, Stella Jean
Harper, Hal
Hart, Marjorie
Howe, Ramona
Jensen, William (Ray)
Kadas, Mike
Kitselman, Les
Lybeck, Ray
Nisbet, Gerald
Saunders, Glenn
Schultz, Jim
Wallin, Norm
Council Staff: Paul Verdon

Education and Cultural Resources

M-W-F—12:30–2:00 p.m.—Room 420

Daily, Fritz, Chairman
Kennerly, Roland, Vice-Chairman
Donaldson, Gene
Eudaily, Ralph
Hammond, Joe
Hannah, Tom
Kadas, Mike
Keenan, Nancy
Kitselman, Les
Lory, Earl
Miller, Ron
Nilson, Les
Nisbet, Gerald
Peck, Ray
Sands, Jack
Schye, Ted
Yardley, Dan
Council Staff: Andrea Merrill

Fish and Game

T-Th-Sat—12:30–2:00 p.m.—Room 420

Nilson, Les, Chairman
Spaeth, Gary, Vice-Chairman
Daily, Fritz
Devlin, Gerald
Ellison, Orval
Hanson, Marian
Hart, Marjorie
Jensen, Jim
Manuel, Rex
Mueller, Glenn
Nisbet, Gerald
Phillips, John
Ream, Bob
Ryan, John
Saunders, Glenn
Swift, Bernie
Veleber, Dennis
Council Staff: Dave Cogley

Highways and Transportation

T-Th-Sat—12:30–2:00 p.m.—Room 129

Abrams, Hubert, Chairman
Zabrocki, Carl, Vice-Chairman
Brown, Dave
Compton, Duane
Hammond, Joe
Harp, John
Hemstad, Andrea
Howe, Ramona
Kennerly, Roland
Keyser, Kerry
Koehnke, Francis
Lybeck, Ray
O'Connell, Helen
Shontz, John
Solberg, Chester
Stobie, Chris
Underdal, Melvin
Council Staff: Greg Petesch

Human Services

M-W-F—12:30–2:00 p.m.—Room 224A

Hart, Marjorie, Chairman
Farris, Carol, Vice-Chairman
Brand, Joe
Brown, Jan
Connelly, Mary Ellen
Darko, Paula
Dozier, Bob
Driscoll, Jerry
Fabrega, Jay
Hansen, Stella Jean
Jones, Tom
Keyser, Kerry
Menahan, Red
Seifert, Carl
Solberg, Chester
Swift, Bernie
Winslow, Cal
Council Staff: David Bohyer

Judiciary

Mon thru Fri—8:00–11:30 a.m.—Room 224A

Brown, Dave, Chairman
Addy, Kelly, Vice-Chairman
Bergene, Toni
Brown, Jan
Curtiss, Aubyn
Daily, Fritz
Darko, Paula
Eudaily, Ralph
Farris, Carol
Hannah, Tom
Iverson, Dennis
Jensen, Jim
Kennerly, Roland
Keyser, Kerry
Ramirez, Jack
Schye, Ted
Seifert, Carl
Spaeth, Gary
Veleber, Dennis
Council Staff: Brenda Desmond

Labor and Employment Relations

T-Th-Sat—12:30–2:00 p.m.—Room 224R

Williams, Mel, Chairman
Dozier, Bob, Vice-Chairman
Addy, Kelly
Bachini, Robert
Brown, Jan
Driscoll, Jerry
Ellerd, Bob
Farris, Carol
Hannah, Tom
Harper, Hal
Jones, Tom
McCormick, Lloyd (Mac)
Miller, Ron
Pavlovich, Bob
Seifert, Carl
Smith, Clyde
Thoft, Bob
Council Staff: Woody Wright, Anne Brodsky

Legislative Administration/Bills and Journal

On Call

Menahan, Red, Chairman
Brown, Jan, Vice-Chairman
Curtiss, Aubyn
Donaldson, Gene
Zabrocki, Carl

Local Government

T-Th-Sat—12:30–2:00 p.m.—Room 224A

McBride, Kathleen, Chairman
Pistoria, Paul, Vice-Chairman
Bergene, Toni
Bertelsen, Verner
Darko, Paula
Hand, Bill
Hansen, Stella Jean
Holliday, Gay
Kadas, Mike
Keenan, Nancy
Kitselman, Les
Neuman, Ted
Sales, Walter
Sands, Jack
Schye, Ted
Switzer, Dean
Vinger, Orren
Waldron, Steve
Wallin, Norm
Council Staff: Lee Heiman

Natural Resources

M-W-F—12:30–2:00 p.m.—Room 224K

Harper, Hal, Chairman
Ream, Bob, Vice-Chairman
Addy, Kelly
Asay, Tom
Bergene, Toni
Bertelsen, Verner
Brown, Dave
Curtiss, Aubyn
Fagg, Harrison
Hand, Bill
Iverson, Dennis
Jensen, Jim
McBride, Kathleen
Metcalf, Jerry
Mueller, Glenn
Neuman, Ted
Nordtvedt, Ken
Quilici, Joe
Veleber, Dennis
EQC Staff: John Carter

Rules

On Call

Vincent, John, Chairman
Kemmis, Daniel, Vice-Chairman
Addy, Kelly
Fabrega, Jay
Fagg, Harrison
Harrington, Dan
Marks, Bob
Ramirez, Jack
Shontz, John
Yardley, Dan

Select Committee on Economic Development

Room 224K

Vincent, John, Chairman
Schye, Ted, Vice-Chairman
Asay, Tom
Darko, Paula
Fabrega, Jay
Fagg, Harrison
Hansen, Stella Jean
Harper, Hal
Harrington, Dan
Metcalf, Jerry
Neuman, Ted
Ramirez, Jack
Vinger, Orren
Council Staff: Greg Petesch

State Administration

Mon thru Fri—8:00—11:30 a.m.—Room 130

Brand, Joe, Chairman
O'Connell, Helen, Vice-Chairman
Bardanouve, Francis
Bliss, Brent
Compton, Duane
Driscoll, Jerry
Hammond, Joe
Hand, Bill
Holliday, Gay
Koehnke, Francis
McBride, Kathleen
McCormick, Mac
Mueller, Glenn
Phillips, John
Pistoria, Paul
Ryan, John
Sales, Walt
Smith, Clyde
Solberg, Chester
Council Staff: Lois Menzies

Taxation

Mon thru Fri—8:00–11:30 a.m.—Room 224K

Yardley, Dan, Chairman
Neuman, Ted, Vice-Chairman
Abrams, Hubert
Asay, Tom
Bertelsen, Verner
Devlin, Gerald
Dozier, Bob
Harp, John
Harrington, Dan
Jacobsen, Glenn
Keenan, Nancy
Nilson, Les
Nordtvedt, Ken
Ream, Bob
Switzer, Dean
Underdal, Melvin
Vinger, Orren
Williams, Mel
Zabrocki, Carl
Council Staff: Jim Oppedahl

LEGISLATIVE COMMITTEES

Administrative Code Committee

Senate

Pete Story, Chr.
H. W. Hammond
Lawrence G. Stimatz
Bill Thomas

House

Fritz Daily, V.-Chr.
Les Kitselman
James M. Schultz
Gary Spaeth

Capitol Building and Planning Committee

Senate

Carroll Graham, Chr.
Chet Blaylock
Max Conover
Pat M. Goodover
J. Donald Ochsner
Pete Story

House

W. Jay Fabrega, V.-Chr.
Robert Dozier
Marian W. Hanson
Kerry Keyser
William Menahan
Jerald L. Metcalf

Environmental Quality Council

Senate

Mike Halligan, V.-Chr.
Dorothy Eck
James Shaw
Larry Tveit

House

Dennis Iverson, Chr.
Dave Brown
Hal Harper
Earl Lory

Public

Tad Dale
W. Leslie Pengelly
Frank Stock
Warren Harding

Legislative Audit Committee

Senate

Harold L. Dover, V.-Chr.
Matt Himsl
Judy Jacobson
J. D. Lynch

House

Kathleen McBride, Chr.
Toni Bergene
John Harp
Steve Waldron

Legislative Consumer Committee

Senate

Gary Lee, V.-Chr.
Paul Boylan

House

Joe Quilici, Chr.
Andrea Hemstad

Legislative Council

Senate

Allen C. Kolstad, V.-Chr.
Kermit Daniels
Pat Goodover
Carroll Graham

House

Rex Manuel, Chr.
Ralph Eudaily
Bob Marks
John Vincent

Legislative Finance Committee

Senate

Fred Van Valkenburg, Chr.
Roger Elliott
Jack Haffey
George McCallum
Pat Regan
Ed Smith

House

Gene Donaldson, V.-Chr.
Francis Bardanouve
Esther Bengtson
Ron Miller
Ray Peck
Cal Winslow

Revenue Oversight Committee

Senate

Bill Norman, V.-Chr.
Bob Brown
Bruce Crippen
Joe Mazurek
Thomas Towe
Jean Turnage

House

Verner Bertelsen, Chr.
Nancy Keenan
Ken Nordtvedt
Jack Ramirez
J. Melvin Williams
Dan Yardley

Coal Tax Oversight Subcommittee

Senate

Delwyn Gage
Chris Christiaens

House

Glenn Roush
Jack Sands

Select Committee on Indian Affairs

Senate

Dorothy Eck
Delwyn Gage
Reed Marbut
Thomas Towe

House

Tom Asay
Ramona Howe
Ray Jensen
Roland Kennerly

Power Plan Study Committee

Senate

Dave Fuller
Delwyn Gage
Gary Lee
John Mohar

House

Harrison Fagg
Dan Harrington
Mike Kadas
Carl Seifert

Western States Legislative Forestry Task Force

Senate

Leo Lane
Elmer Severson

House

Glenn Mueller
Bob Ream

HB 900

Prison Expansion Oversight Committee

Senate

Kermit Daniels
Mark Etchart

House

Bob Thoft
William Menahan

HOUSE JOURNAL

OF THE

Forty-eighth Legislature

OF THE

State of Montana

FIRST LEGISLATIVE DAY

Helena, Montana
January 3, 1983

House Chambers
State Capitol

Pursuant to the Constitution of the State of Montana, at the hour of 12:00 noon, the House of Representatives of the Forty-eighth Legislature of the State of Montana was called to order by the Honorable Jim Waltermire, Secretary of State of Montana, who extended greetings to the members on behalf of the State of Montana.

The Secretary of State then announced the following temporary appointments: Bonnie Wallem of Helena, Montana, Temporary Sergeant-at-Arms; Jo Ann F. Owens of Helena, Montana, Temporary Chief Clerk of the House; Rose Munger of Helena, Montana, Temporary Journal Clerk; Father Robert Noonan of Helena, Montana, Temporary Chaplain.

Posting of the Colors by Master-Sergeant Ernie Peters and members of the Montana Air National Guard, and the Pledge of Allegiance to the Flag followed.

The invocation was given by Father Noonan.

Chief Clerk Owens called the roll by districts as follows: District No. 1, Glenn E. Jacobsen; District No. 2, Chester Solberg; District No. 3, Orren C. Vinger; District No. 4, Ted E. Schye; District No. 5, Duane W. Compton; District No. 6, Francis Bardanouve; District No. 7, Robert "Bob" Bachini; District No. 8, Ray L. Peck; District No. 9, Dennis Iverson; District No. 10, Brent Bliss; District No. 11, Rex Manuel; District No. 12, Melvin Underdal; District No. 13, Glenn A. Roush; District No. 14, Roland F. Kennerly; District No. 15, Mary Ellen Connelly; District No. 16, Ray Lybeck; District No. 17, Tom L. Jones; District No. 18, Clyde B. Smith; District No. 19, John G. Harp; District No. 20, Aubyn A. Curtiss; District No. 21, Glenn H. Mueller; District No. 22, Paula A. Darko; District No. 23, Chris H. Stobie; District No. 24, Joe Hammond; District No. 25, William "Ray" Jensen; District No. 26, Carl A. Seifert; District No. 27, Verner L. Bertelsen; District No. 28, Joe Brand; District No. 29, Gene Donaldson; District No. 30, Hal Harper; District No. 31, Jerry Metcalf; District No. 32, Jan Brown; District No. 33, Ted Neuman; District No. 34, Helen G. O'Connell; District No. 35, Gerald D. Nisbet; District No. 36, Toni R. Bergene; District No. 37, Les Nilson; District No. 38, Lloyd J. "Mac" McCormick; District No. 39, Paul G. Pistoria; District No. 40, Andrea "Andy" Hemstad; District No. 41, Carol Farris; District No. 42, Ron Miller; District No. 43, John E. Phillips; District No. 44, W. Jay Fabrega; District No. 45, Francis Koehnke; District No. 46, Gay

Holliday; District No. 47, Gene N. Ernst; District No. 48, James M. Schultz; District No. 49, John A. Ryan; District No. 50, Tom Asay; District No. 51, Carl J. Zabrocki; District No. 52, Gerry Devlin; District No. 53, John M. Shontz; District No. 54, L. Dean Switzer; District No. 55, Marjorie Hart; District No. 56, Hubert J. Abrams; District No. 57, Marian W. Hanson; District No. 58, Ramona E. Howe; District No. 59, Esther G. Bengtson; District No. 60, Les Kitselman; District No. 61, Robert H. Dozier; District No. 62, Kelly Addy; District No. 63, Harrison G. Fagg; District No. 64, Jack Ramirez; District No. 65, Cal Winslow; District No. 66, James D. "Jim" Jensen; District No. 67, Tom Hannah; District No. 68, Jack Sands; District No. 69, Jerry L. Driscoll; District No. 70, J. Melvin "Mel" Williams; District No. 71, Gary Spaeth; District No. 72, Glenn Saunders; District No. 73, Orval S. Ellison; District No. 74, Dan Yardley; District No. 75, Robert A. Ellerd; District No. 76, Norm Wallin; District No. 77, Ken Nordtvedt; District No. 78, John Vincent; District No. 79, Walter R. Sales; District No. 80, Robert L. "Bob" Marks; District No. 81, Kerry R. Keyser; District No. 82, Bill Hand; District No. 83, Dave Brown; District No. 84, Joe Quilici; District No. 85, Kathleen McBride; District No. 86, Robert J. "Bob" Pavlovich; District No. 87, Fred "Fritz" Daily; District No. 88, Dan W. Harrington; District No. 89, Nancy A. Keenan; District No. 90, William "Red" Menahan; District No. 91, Bernie Swift; District No. 92, Bob Thoft; District No. 93, Bob Ream; District No. 94, Daniel Kemmis; District No. 95, Mike Kadas; District No. 96, Stella Jean Hansen; District No. 97, Steve Waldron; District No. 98, Dennis L. Veleber; District No. 99, Earl C. Lory; District No. 100, Ralph S. Eudaily.

Secretary of State Waltermire introduced the Honorable Daniel Shea, Associate Justice of the Montana Supreme Court, who administered the following oath:

"I do solemnly swear that I will support, protect and defend the Constitution of the United States, and the Constitution of the State of Montana, and that I will discharge the duties of my office as representative with fidelity. SO HELP ME GOD."

Thereupon, having presented their certificates of election, the House members subscribed the foregoing oath.

The Secretary of State called for nominations for Speaker of the House of Representatives. Representative Vincent nominated Representative Dan Kemmis, District No. 94; Representative Ramirez nominated Representative Robert L. Marks, District No. 80. Nominations were closed and the following roll call votes were cast:

For Representative Kemmis: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki. Total 55.

For Representative Marks: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, W. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow. Total 45.

Secretary of State Waltermire announced to the members of the 48th Legislature that the results of the roll call vote showed that 55 members voted for Representative Dan Kemmis for Speaker, and 45 members voted for Representative Bob Marks for Speaker.

Secretary Waltermire therefore declared Representative Dan Kemmis of District No. 94 duly elected Speaker of the House of Representatives for the 48th Legislature.

Representatives Vincent and Marks escorted the newly-elected Speaker, Dan Kemmis, to the rostrum where he was formally introduced by the Secretary of State and presented with the Speaker's gavel. At this time the Speaker delivered the following address:

Members of the House of Representatives and their families and friends; Chief Clerk Owens and your staff; Sergeant-at-Arms Wallem and your staff; and last, but absolutely and unmistakably first; to the citizens of Montana:

Welcome to the 48th sitting of the Montana House of Representatives.

I have no words to express how profound an honor it is to be chosen Speaker of this House. I can only hope that in serving the office I can return to it some small measure of the honor which you have granted me.

I am deeply attached to this House and this chamber, not least because of the number of good friends I have made here. To my old friends, welcome back.

To the new members, I on behalf of all the veterans, extend a very sincere welcome. I predict, for most of you, the most interesting winter of your lives. I am very impressed by the obvious high quality of this freshman class, and I look forward to seeing your talents blend with the proven abilities of the old-timers.

To the families of all the members: I suspect you are feeling a little pride in your wife or husband, son or daughter, mother or father, and you should. You should be proud of yourselves as well, because your help, support, encouragement and forbearance have made it possible for them to be here. I know well the sacrifices which this service imposes on you. If my office can ever do anything to help any of you, please let us know. We are at your service.

To the staff of the House: I am a little abashed at welcoming you, because I know so well that it is only through your truly devoted efforts that any of us are in a position to extend welcomes at all today. From the work I have already done with you, I have grown to like and respect each of you, and I look forward to deepening that friendship as only labor for the common good can bond people together.

To the members of the Fourth Estate: thank goodness you never need a welcome to come, but you are very welcome indeed. Without your professional efforts, the people would be denied their constitutional right to know what is happening here. I appreciate the work you do.

It is to those people, to all the citizens of Montana, that I extend the last and warmest welcome. All the rest of us are here for one purpose only; and that is to do your work. The members of the House just took an oath to uphold the Montana Constitution. I would like to read what I consider to be the very soul of that Constitution:

ARTICLE II

DECLARATION OF RIGHTS

Section 1. All political power is vested in and derived from the people. All government of right originates with the people, is founded upon their will only, and is instituted solely for the good of the whole.

Section 2. The people have the exclusive right of governing themselves as a free, sovereign, and independent state.

I am afraid that our citizens are gradually losing that sense of themselves as a free, sovereign and self-governing people. Increasingly alienated from government, and urged by demagoguery into ever deeper alienation, they run the risk of abdicating control of their own destiny to powers that care nothing for the general good.

If there is one personal goal that I have for this 48th Montana Legislature, it is to reverse in some small part that process of alienation. My hope is that in April the people of Montana might have increased their confidence in their right and ability to govern themselves. I will do everything I can in presiding over this House to accomplish that aim.

People who do not respect themselves cannot govern themselves. I am convinced that the more our citizens respect themselves and one another, the more prepared they will be for self-government. And respect is like leaven; once introduced it extends itself. As leaders, we here have a special responsibility to practice the politics of respect—to recognize that people with differing ideas are essentially good and honest and deserving of our respect. We will have battles here, some of them quite fierce, and I am convinced that they are a necessary and beneficial part of the process. But I hope, in all our battles, that we never lose sight of the fact that those on the other side are good and honest people, and that we all are engaged in the same enterprise, which is doing the people's work.

I will do my best to make mutual respect and accessibility to the people the hallmarks of this session. And I thank you once again for the opportunity to do that work in that way with you.

MOTIONS

Representative Vincent moved that the House of Representatives consider all members who have taken the oath of office duly elected and qualified. Motion carried.

Representative Harrington nominated the following officers of the House of Representatives for the 48th Legislature: Speaker Pro Tem, Joe Brand; Majority Leader, John Vincent; Chief Clerk, Jo Ann Owens; Sergeant-at-Arms, Bonnie Wallem; Chaplains, Robert Noonan and George Harper.

Representative Marks moved that a unanimous ballot be cast for the above nominees. Motion carried unanimously.

Representative Vincent moved that the temporary rules of the House be the joint rules of the House and Senate of the 47th Legislature. Motion carried.

Representative Vincent moved that the temporary rules of the House be those rules adopted on the third legislative day by the 47th Legislature. Motion carried.

Representative Vincent moved that the Speaker appoint a committee of five members to notify the Honorable Ted Schwinden, Governor, that the

House is now organized and ready to receive any messages he wishes to deliver and also to learn the time set for his State of the State Address. Motion carried.

The Speaker appointed Representatives Bardanouve (Chairman), Brand, O'Connell, Bertelsen, and Lory.

Representative Vincent moved that the Speaker appoint a committee of five members to inform the Honorable Senate that the House is now organized and ready to do business and that the House wishes them God's speed. Motion carried.

The Speaker appointed Representatives Holliday (Chairman), Dozier, Manuel, Seifert, and Ellerd.

Representative Vincent moved that the Speaker appoint a committee of five members to inform the Chief Justice and members of the Supreme Court that the House is now organized and ready for business. Motion carried.

The Speaker appointed Representatives Dave Brown (Chairman), Neuman, Hart, Eudaily, and Donaldson.

Speaker Kemmis introduced Jeanne Koester, Lilly Kemmis, Peggy Vincent, Pat Harrington, Barbara Marks, Carol Ramirez, Julia Vincent, Peggy Koester, and Deva Kemmis.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 2, introduced by Ramirez, Mazurek, (By Request of the Legislative Council). Referred to Committee on State Administration.

HB 3, introduced by Curtiss, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

HB 4, introduced by Ryan. Referred to Committee on Fish and Game.

HB 5, introduced by Manuel, (By Request of the Legislative Council). Referred to Committee on State Administration.

HB 6, introduced by Waldron, Stimatz, Harp, Elliott, Pistoria, Tveit, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.

HB 7, introduced by Harp, Stimatz, Waldron, Tveit, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.

HB 8, introduced by Ryan. Referred to Committee on Natural Resources.

HB 9, introduced by Waldron, Tveit, Stimatz, Pistoria, Elliott, Lynch, Harp, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.

HB 10, introduced by Curtiss, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

HB 11, introduced by Pistoria, Lynch, Tveit, Harp, Waldron, Stimatz, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Taxation.

HB 12, introduced by Quilici. Referred to Committee on Human Services.

HB 13, introduced by Curtiss, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

HB 14, introduced by Vincent, (By Request of the Code Commissioner). Referred to Committee on Business and Industry.

- HB 15**, introduced by Ramirez, (By Request of the Code Commissioner). Referred to Committee on Judiciary.
- HB 16**, introduced by Harp, Tveit, Waldron, Elliott, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.
- HB 17**, introduced by Elliott, Waldron, Tveit, Stimatz, Pistoria, Lynch, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.
- HB 18**, introduced by Harrington. Referred to Committee on Business and Industry.
- HB 19**, introduced by Harper. Referred to Committee on Taxation.
- HB 20**, introduced by Fabrega. Referred to Committee on Business and Industry.
- HB 21**, introduced by Dozier. Referred to Committee on Human Services.
- HB 22**, introduced by Ellerd. Referred to Committee on State Administration.
- HB 23**, introduced by Harper. Referred to Committee on State Administration.
- HB 24**, introduced by Keyser, (By Request of the Joint Subcommittee on Human Services). Referred to Committee on Human Services.
- HB 25**, introduced by Keyser, (By Request of the Joint Subcommittee on Human Services). Referred to Committee on Education and Cultural Resources.
- HB 26**, introduced by Jacobsen. Referred to Committee on Taxation.
- HB 27**, introduced by Koehnke. Referred to Committee on Judiciary.
- HB 28**, introduced by Kitselman. Referred to Committee on Human Services.
- HB 29**, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 30**, introduced by Lory. Referred to Committee on Education and Cultural Resources.
- HB 32**, introduced by Holliday. Referred to Committee on Highways and Transportation.
- HB 33**, introduced by Kitselman. Referred to Committee on Taxation.
- HB 34**, introduced by Ellison. Referred to Committee on Fish and Game.
- HB 35**, introduced by Daily, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 36**, introduced by Stobie, (By Request of the Administrative Code Committee). Referred to Committee on Local Government.
- HB 37**, introduced by Schultz, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 38**, introduced by Pavlovich. Referred to Committee on Business and Industry.
- HB 39**, introduced by Harper. Referred to Committee on Education and Cultural Resources.
- HB 40**, introduced by Shontz, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 41**, introduced by Nordtvedt. Referred to Committee on Local Government.
- HB 42**, introduced by Donaldson. Referred to Committee on Judiciary.
- HB 43**, introduced by Schultz. Referred to Committee on State Administration.
- HB 44**, introduced by Harper. Referred to Committee on Judiciary.
- HB 45**, introduced by Waldron. Referred to Committee on Judiciary.
- HB 46**, introduced by Stobie, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.

- HB 47**, introduced by Schultz, (By Request of the Administrative Code Committee). Referred to Committee on Judiciary.
- HB 48**, introduced by McBride. Referred to Committee on Human Services.
- HB 49**, introduced by Nordtvedt. Referred to Committee on Education and Cultural Resources.
- HB 50**, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 51**, introduced by Yardley. Referred to Committee on Local Government.
- HB 52**, introduced by Shontz. Referred to Committee on State Administration.
- HB 53**, introduced by Bergene. Referred to Committee on Judiciary.
- HB 54**, introduced by Kitselman. Referred to Committee on Fish and Game.
- HB 55**, introduced by Kitselman. Referred to Committee on Legislative Administration.
- HB 56**, introduced by Pavlovich. Referred to Committee on Taxation.
- HB 57**, introduced by Pavlovich. Referred to Committee on State Administration.
- HB 58**, introduced by Ryan. Referred to Committee on Local Government.
- HB 59**, introduced by Harper. Referred to Committee on State Administration.
- HB 60**, introduced by Shontz. Referred to Committee on Judiciary.
- HB 61**, introduced by Waldron. Referred to Committee on Judiciary.
- HB 62**, introduced by Shontz, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 63**, introduced by Fabrega. Referred to Committee on Business and Industry.
- HB 64**, introduced by Fabrega. Referred to Committee on Business and Industry.
- HB 65**, introduced by Fabrega, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 66**, introduced by Fabrega, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 67**, introduced by Harper, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 68**, introduced by Harper. Referred to Committee on Natural Resources.
- HB 69**, introduced by Hannah. Referred to Committee on Business and Industry.
- HB 71**, introduced by Abrams. Referred to Committee on Judiciary.
- HB 72**, introduced by Abrams. Referred to Committee on Local Government.
- HB 75**, introduced by Jacobsen. Referred to Committee on Business and Industry.
- HB 76**, introduced by Bardanoue, Menahan. Referred to Committee on Appropriations.
- HR 1**, introduced by Vincent. Referred to Committee on Rules.
- HJR 1**, introduced by Jacobsen. Referred to Committee on Business and Industry.

REPORTS OF SELECT COMMITTEES

A committee from the Senate composed of Senators Himsl, Story, and Norman was admitted and advised the House that the Senate was organized and ready for business.

The committee appointed to notify the Senate that the House was ready for business reported that it had done so. They were thanked for their faithful performance and discharged.

The committee appointed to notify the Governor that the House was ready for business reported that the Governor extends his best wishes for a fruitful session, and that the time for his State of the State message will be Friday, January 7 at 11:00 a.m. in the House chambers. The committee was thanked for their faithful performance and discharged.

The committee appointed to notify the Supreme Court that the House was ready for business reported that it had done so. They were thanked for their faithful performance and discharged.

SPECIAL ORDERS OF THE DAY

The following committee chairmen and members were announced by the Chief Clerk:

AGRICULTURE, LIVESTOCK AND IRRIGATION

Jacobsen, Glenn - Chairman
Holliday, Gay - Vice-Chairman
Bachini, Robert
Bengtson, Esther
Bliss, Brent
Ernst, Gene
Hanson, Marian
Howe, Ramona
Jensen, William "Ray"
Koehnke, Francis
Lybeck, Ray
Roush, Glenn
Ryan, John
Saunders, Glenn
Schultz, James
Spaeth, Gary
Underdal, Melvin

APPROPRIATIONS

Bardanouve, Francis - Chairman
Manuel, Rex - Vice-Chairman
Waldron, Steve
Bengtson, Esther
Connelly, Mary Ellen
Donaldson, Gene
Ernst, Gene
Hemstad, Andrea
Lory, Earl
Menahan, Red
Peck, Ray
Quilici, Joe
Roush, Glenn
Shontz, John
Stobie, Chris
Thoft, Bob
Winslow, Cal

BUSINESS AND INDUSTRY

Metcalf, Jerry - Chairman

Pavlovich, Bob - Vice-Chairman
Bachini, Robert
Ellerd, Bob
Ellison, Orval
Fabrega, Jay
Fagg, Harrison
Hansen, Stella Jean
Harper, Hal
Hart, Marjorie
Howe, Ramona
Jensen, William "Ray"
Kadas, Mike
Kitselman, Les
Lybeck, Ray
Nisbet, Gerald
Saunders, Glenn
Schultz, Jim
Wallin, Norm

EDUCATION AND CULTURAL RESOURCES

Daily, Fritz - Chairman
Kennerly, Roland - Vice-Chairman
Donaldson, Gene
Eudaily, Ralph
Hammond, Joe
Hannah, Tom
Kadas, Mike
Keenan, Nancy
Kitselman, Les
Lory, Earl
Miller, Ron
Nilson, Les
Nisbet, Gerald
Peck, Ray
Sands, Jack
Schye, Ted
Yardley, Dan

FISH AND GAME

Nilson, Les - Chairman
Spaeth, Gary - Vice-Chairman
Daily, Fritz
Devlin, Gerald
Ellison, Orval
Hanson, Marian
Hart, Marjorie
Jensen, James
Manuel, Rex
Mueller, Glenn
Nisbet, Gerald
Phillips, John
Ream, Bob
Ryan, John
Saunders, Glenn
Swift, Bernie
Veleber, Dennis

HIGHWAYS AND TRANSPORTATION

Abrams, Hubert - Chairman
Zabrocki, Carl - Vice-Chairman
Brown, Dave
Compton, Duane
Hammond, Joe
Harp, John
Hemstad, Andrea
Howe, Ramona
Kennerly, Roland
Keyser, Kerry
Koehnke, Francis
Lybeck, Ray
O'Connell, Helen
Shontz, John
Solberg, Chester
Stobie, Chris
Underdal, Melvin

HUMAN SERVICES

Hart, Marjorie - Chairman
Farris, Carol - Vice-Chairman
Brand, Joe
Brown, Jan
Connelly, Mary Ellen
Darko, Paula
Dozier, Bob
Driscoll, Jerry
Fabrega, Jay
Hansen, Stella Jean
Jensen, William "Ray"
Jones, Tom
Menahan, Red
Seifert, Carl
Solberg, Chester
Swift, Bernie
Winslow, Cal

JUDICIARY

Brown, Dave - Chairman
Addy, Kelly - Vice-Chairman
Bergene, Toni
Brown, Jan
Curtiss, Aubyn
Daily, Fritz
Darko, Paula
Eudaily, Ralph
Farris, Carol
Hannah, Tom
Iverson, Dennis
Jensen, James
Kennerly, Roland
Keyser, Kerry
Ramirez, Jack
Schye, Ted
Seifert, Carl
Spaeth, Gary
Veleber, Dennis

LABOR AND EMPLOYMENT RELATIONS

Williams, Mel - Chairman
Dozier, Bob - Vice-Chairman
Addy, Kelly
Bachini, Robert
Brown, Jan
Driscoll, Jerry
Ellerd, Bob
Farris, Carol
Hannah, Tom
Harper, Hal
Jones, Tom
McCormick, Lloyd "Mac"
Miller, Ron
Pavlovich, Bob
Seifert, Carl
Smith, Clyde
Thoft, Bob

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL

Menahan, Red - Chairman
Brown, Jan - Vice-Chairman
Curtiss, Aubyn
Donaldson, Gene
Zabrocki, Carl

LOCAL GOVERNMENT

McBride, Kathleen - Chairman
Pistoria, Paul - Vice-Chairman
Bergene, Toni
Bertelsen, Verner
Darko, Paula
Hand, Bill
Hansen, Stella Jean
Holliday, Gay
Kadas, Mike
Keenan, Nancy
Kitselman, Les
Neuman, Ted
Sales, Walter
Sands, Jack
Schye, Ted
Switzer, Dean
Vinger, Orren
Waldron, Steve
Wallin, Norm

NATURAL RESOURCES

Harper, Hal - Chairman
Ream, Bob - Vice-Chairman
Addy, Kelly
Asay, Tom
Bergene, Toni
Bertelsen, Verner
Brown, Dave
Curtiss, Aubyn
Fagg, Harrison

Hand, Bill
Iverson, Dennis
Jensen, James
McBride, Kathleen
Metcalf, Jerry
Mueller, Glenn
Neuman, Ted
Nordtvedt, Ken
Quilici, Joe
Veleber, Dennis

RULES

Vincent, John - Chairman
Kemmis, Dan - Vice-Chairman
Addy, Kelly
Fabrega, Jay
Fagg, Harrison
Harrington, Dan
Marks, Bob
Ramirez, Jack
Shontz, John
Yardley, Dan

STATE ADMINISTRATION

Brand, Joe - Chairman
O'Connell, Helen - Vice-Chairman
Bardanouve, Francis
Bliss, Brent
Compton, Duane
Driscoll, Jerry
Hammond, Joe
Hand, Bill
Holliday, Gay
Koehnke, Francis
McBride, Kathleen
McCormick, Lloyd "Mac"
Mueller, Glenn
Phillips, John
Pistoria, Paul
Ryan, John
Sales, Walt
Smith, Clyde
Solberg, Chester

TAXATION

Yardley, Dan - Chairman
Neuman, Ted - Vice-Chairman
Abrams, Hubert
Asay, Tom
Bertelsen, Verner
Devlin, Gerald
Dozier, Bob
Harp, John
Harrington, Dan
Jacobsen, Glenn
Keenan, Nancy
Nilson, Les

Nordtvedt, Ken
Ream, Bob
Switzer, Dean
Underdal, Melvin
Vinger, Orren
Williams, Mel
Zabrocki, Carl

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT

Vincent, John - Chairman
Schye, Ted - Vice-Chairman
Asay, Tom
Darko, Paula
Fabrega, Jay
Fagg, Harrison
Hansen, Stella Jean
Harper, Hal
Harrington, Dan
Metcalf, Jerry
Neuman, Ted
Ramirez, Jack
Vinger, Orren

APPROPRIATIONS SUBCOMMITTEES

Education

Bengtson, Esther - Chairman
Donaldson, Gene
Ernst, Gene
Peck, Ray

Elected Officials and Highways

Quilici, Joe - Chairman
Connelly, Mary Ellen
Lory, Earl

Human Services

Shontz, John - Chairman
Menahan, Red
Winslow, Cal

Institutions

Waldron, Steve - Chairman
Roush, Glenn
Thoft, Bob

Natural Resources

Manuel, Rex - Chairman
Hemstad, Andrea
Stobie, Chris

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman): 1/3/83

Respectfully recommend that the attaches approved by the Committee on Legislative Administration be approved by this body:

Jo Ann F. Owens	Chief Clerk
Bonnie Wallem	Sergeant-at-Arms
Father Robert Noonan	Chaplain
Reverend George Harper	Chaplain
Paul FitzGerald	Assistant Chief Clerk
Zorka DaSilva	Secretary to Chief Clerk
Louise Trenta	Secretary to Assistant Chief Clerk
Evelyn Holland	Clerk Typist
Pat Tyanich	Bills Clerk
Jeffrey Demetrescu	Assistant Bills Clerk
Dana Toole	Reading Clerk
Jeff Marshall	Reading Clerk
Karma Alfredson	Status Input Technician
Rose A. Munger	Journal Clerk
Rachel Thompson	Assistant Journal Clerk
Dan O'Fallon	Bills Coordinator
Sheila Lopach	Assistant Bills Coordinator
Alan Abramson	Amendments Coordinator
Connie Krautter	Assistant Amendments Coordinator
Joan Toole	Legislative Assistant
David Rockwell	Legislative Assistant
Wendy Fitzgerald	Secretary to Speaker
Joyce Andrus	Secretary to Majority Leader
Martha Pool Brass	Secretary to Minority Leader
Charles R. "Dick" Meyer	Assistant Sergeant-at-Arms
Byril Slaby	Assistant Sergeant-at-Arms
John J. McCarthy	Doorman 3rd Floor
Wayne Putz	Doorman 4th Floor
Margaret Regan	Supply Clerk
Roberta Wolfe	Chief Steno
Joan Duncan	Assistant Chief Steno
Jane Harte	Proofreader
Hal Stearns	Proofreader
Stacy A. Flaherty	Proofreader
Debbie Andrus	Committee Secretary
Donna S. Muffick	Committee Secretary
Carol Duval	Committee Secretary
Lynn Tumey	Committee Secretary
Patti Robinson Scott	Committee Secretary
Joann Gibson	Committee Secretary
Jean Carroll	Committee Secretary
Linda Palmer	Committee Secretary
Cheryl Fredrickson	Committee Secretary
Geri R. Brusett	Committee Secretary
Maureen Richardson	Committee Secretary
Emilia Satre	Committee Secretary
Vicki M. Lofthouse	Committee Secretary
Dorothy Higgins	Steno Pool
Patricia Bennett	Steno Pool
Marian Vickie Kroll	Chief Typist
Margaret Clinch	Typist
Lisa Richards	Typist
Sherryl English	Typist
Jack Jennings	Typist
Mike Menahan	Permanent Page for Majority Leadership
Christine Petrosky	Permanent Page for Minority Leadership
Joan Peterson	Permanent Page for Chief Clerk
Dan Thomas	Security Guard

Craig Rowan	Security Guard
Steve Schulte	Security Guard
Joe Floreen	Security Guard
Bob Petrino	Security Guard
Paul Melvin	Security Guard

Pages for the week of January 3 through January 7, 1983:

Beth Daily
Gregory Roeben
Victoria Armstrong

Additional attaches:

Janice Rehberg	Legislative Assistant
Conrad Yunker	Committee Secretary

Report adopted.

The Speaker announced the following staff of the rostrum and the Sergeant-at-Arms office: Paul FitzGerald, Billings, Assistant Chief Clerk; Pat Tyanich, Helena, Bills Clerk; Jeffrey Demetrescu, Helena, Assistant Bills Clerk; Rachel Thompson, Helena, Assistant Journal Clerk; Dana Toole, Missoula, Reading Clerk; Jeffrey Marshall, Great Falls, Reading Clerk; Karma Alfredson, Helena, Status/Input Technician; Dan O'Fallon, Helena, Bills Coordinator; Sheila Lopach, Helena, Assistant Bills Coordinator; Zorka DaSilva, Helena, Secretary to Chief Clerk; Louise Trenta, Helena, Secretary to Assistant Chief Clerk; Evelyn Holland, Helena, Clerk Typist; Dick Meyer, Helena, Assistant Sergeant-at-Arms; Byril "Cy" Slaby, Havre, Assistant Sergeant-at-Arms; John McCarthy, Helena, Third Floor Doorman; Wayne Putz, Glasgow, Fourth Floor Doorman; Margaret Regan, Helena, Supply Clerk; Victoria Armstrong, Helena, Temporary Page; Beth Bailey, Butte, Temporary Page; Gregory Roeben, Helena, Temporary Page; Julia Vincent, Bozeman, Honorary Page; Sheree Winslow, Billings, Honorary Page; Joan Peterson, Winifred, Permanent Page to the Chief Clerk; Mike Menahan, Anaconda, Permanent Page to the Majority Leader; Christine Petrosky, Clancy, Permanent Page to Minority Leader; Wendy Fitzgerald, Missoula, Secretary to the Majority Leader; Joyce Andrus, Helena, Secretary to the Majority Leader; Martha Brass, Helena, Secretary to the Minority Leader; Joan Toole, Hamilton, Legislative Assistant to the Majority Leadership; David Rockwell, St. Ignatius, Legislative Assistant to the Majority Leadership; Janice Rehberg, Billings, Legislative Assistant to the Minority Leadership.

ANNOUNCEMENT OF COMMITTEE MEETINGS

Committee meetings were announced by committee chairmen.

Representative Vincent moved that the House adjourn until 4:00 p.m., January 4, 1983.

Motion carried.

House adjourned at 1:02 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SECOND LEGISLATIVE DAY

Helena, Montana
January 4, 1983

House Chambers
State Capitol

House convened at 4:05 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

COMMUNICATIONS AND PETITIONS

The Chief Clerk announced that there would be a Legislative and Legal Research Workshop on January 5 and January 6, at 7:00 p.m. in Room 420 of the State Capitol.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Bardanoue, Chairman):

1/4/83

HB 76, do pass. Report adopted.

MOTIONS

Representative Harrington moved that Dozier, Daily, Pavlovich, Keenan, Lynch, and Stimatz be added as sponsors to HB 18. Motion carried.

Representative Harrington moved that Daily, Pavlovich, Jacobson, Haffey, Keenan, Quilici, Lynch, and Stimatz be added as sponsors to HB 31. Motion carried.

Representative Bergene moved that Fabrega, Sales, Holliday, Roush, McCormick, Fagg, Hannah, and Miller be added as sponsors to HB 53. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 73, introduced by Schultz. Referred to Committee on Business and Industry.

HB 74, introduced by Fabrega. Referred to Committee on Judiciary.

HB 77, introduced by Asay, Ellison, Curtiss, Devlin, Shaw, Bergene, Schultz, M. Hanson, Thoft, Fabrega, Switzer, Iverson, Daily. Referred to Committee on Local Government.

HB 78, introduced by Harper, Fuller, Lory, Eudaily, J. Brown, Hemstad. Referred to Committee on State Administration.

SPECIAL ORDERS OF THE DAY

The Speaker designated the following members to the Select Committee on Economic Development for the duration of the 48th Legislature:

Representative Vincent, Chairman
Representative Schye, Vice-Chairman
Representative Asay
Representative Darko
Representative Fabrega
Representative Fagg
Representative Hansen
Representative Harper
Representative Harrington

Representative Metcalf
Representative Neuman
Representative Ramirez
Representative Vinger

The Speaker introduced Allen Abramson, Amendments Coordinator, and Connie Krautter, Assistant Amendments Coordinator.

Barbara Marks, representative of the 1981 Legislative Wives' Club, presented the House with a new state flag, the result of legislation by Representative Williams. The flag was posted in the House chambers.

A tour of the Montana State Prison and the Boulder River School and Hospital is available to the representatives on Friday, January 7.

ANNOUNCEMENT OF COMMITTEE MEETINGS

The Speaker announced that the House and the Senate will convene in joint session on Wednesday, January 5, at 1:30 p.m. to receive a report from the Reapportionment Commission.

Representative Vincent moved that the House adjourn until 1:15 p.m., January 5, 1983.

Motion carried.

House adjourned at 4:30 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRD LEGISLATIVE DAY

Helena, Montana
January 5, 1983

House Chambers
State Capitol

House convened at 1:15 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except D. Brown, Waldron, excused; R. Jensen, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal having examined the daily journal for the first legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced the following appointments to the Legislative Finance Committee:

Representative Peck
Representative Winslow

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/4/83
Correctly printed: HB 76.

JUDICIARY (D. Brown, Chairman): 1/4/83
HB 15, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/5/83

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

HB 14, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 79, introduced by Nordtvedt, Sales. Referred to Committee on State Administration.

HB 80, introduced by Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

HB 81, introduced by Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

HB 82, introduced by Manuel, Ellerd, (By Request of the Legislative Audit Committee). Referred to Committee on Business and Industry.

HB 83, introduced by Hemstad, Driscoll, Dozier, Donaldson, (By Request of the Secretary of State). Referred to Committee on State Administration.

HB 84, introduced by Lory, Quilici. Referred to Committee on Appropriations.

HB 85, introduced by Bertelsen, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

- HB 86**, introduced by Shontz, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 87**, introduced by Dozier, Pavlovich, Driscoll, Zabrocki. Referred to Committee on Highways and Transportation.
- HB 88**, introduced by Hand, D. Brown, Keenan, Keyser. Referred to Committee on Human Services.
- HB 89**, introduced by Hand, D. Brown, Keenan, Keyser. Referred to Committee on Education and Cultural Resources.
- HB 90**, introduced by Harper, Keenan, Nilson, O'Connell, Sales, Stobie, Veleber, Vincent, Ream, Hemstad. Referred to Committee on Human Services.
- HB 91**, introduced by Mueller, Schultz, Swift, Seifert, Quilici, Nordtvedt, Darko. Referred to Committee on Taxation.
- HB 92**, introduced by Stobie, Daily, Schultz, Harper, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- HB 93**, introduced by Donaldson, Saunders. Referred to Committee on Education and Cultural Resources.
- HB 94**, introduced by Ellison. Referred to Committee on Fish and Game.
- HB 95**, introduced by Donaldson, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Appropriations.
- HB 96**, introduced by Yardley, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- HB 97**, introduced by Manuel. Referred to Committee on Judiciary.
- HB 98**, introduced by Yardley, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.

SPECIAL ORDERS OF THE DAY

Representative Vincent moved that the Speaker appoint a committee of five to notify the Honorable Senate that the House was ready to convene in joint session.

The Speaker appointed Representatives Bengtson (Chairman), Manuel, Pavlovich, Sales, and Bergene.

A committee from the Senate entered to notify the House that the Senate was ready to convene in joint session to hear a report from the Reapportionment Committee.

The committee appointed to notify the Senate returned and reported that it had done so. They were thanked for their faithful performance and discharged.

Members of the Senate were admitted to the House.

The Legislature being in joint session, Speaker Kemmis gave the Chair to President Stephens.

Joint session convened at 1:30 p.m.

Joint session adjourned at 2:15 p.m.

House recessed at 2:15 p.m.

House resumed at 2:30 p.m.

Representative R. Jensen present at this time.

COMMUNICATIONS AND PETITIONS

Representative Vincent clarified the rules regarding the addition of sponsors to bills and reported that forms are available in the Chief Clerk's office.

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Brand, Chairman):

1/5/83

HB 5, introduced bill, be amended as follows:

1. Title, line 7.

Following: "EXPENSES"

Insert: "AND PAID A DAILY ALLOWANCE WHILE ATTENDING MEETINGS"

And, as amended, do pass. Report adopted.

HB 2, do pass. Report adopted.

MOTIONS

Representative Pavlovich moved that Vincent, Daily, Dozier, Harrington, Lynch, Nilson, Zabrocki, Jacobson, Menahan, Spaeth, Winslow, Iverson, Roush, Harper, Keyser, Schultz, D. Brown, Quilici, Manuel, Driscoll, McCormick, Abrams, Nisbet, Hemstad, and Stimatz be added as sponsors to HB 57. Motion carried.

Representative Donaldson moved that Iverson, Hanson, Roush, Koehnke, Schultz, Solberg, Manuel, Jacobsen, Ryan, Ellison, Underdal, Ernst, Bliss, Sales, Bardanouve, E. Smith, Ochsner, Conover, Etchart, Kolstad, Boylan, Graham, Halligan, Christiaens, Fuller, Mohar, Berg, and H. Hammond be added as sponsors to HB 42. Motion carried.

Representative Dozier moved that Driscoll, Connelly, and Nordtvedt be added as sponsors to HB 21. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow a member of the Legislative Council staff to be present on the House floor to lend technical assistance on HB 76. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Marks in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 76 - That HB 76 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley,
Zabrocki.
Total 92

Noes: Addy, Ernst, Kitselman, Ryan, Saunders.
Total 5

Excused: D. Brown, Waldron.
Total 2

Absent or not voting: Asay.
Total 1

Representative Vincent moved that the committee rise and report.
Motion carried. Committee arose. House resumed. Mr. Speaker in the
Chair. Chairman Marks moved the adoption of the committee report.
Report adopted. (94-0)

Representative Vincent moved that the House adjourn until 4:00 p.m.,
January 6, 1983.

Motion carried.

House adjourned at 2:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FOURTH LEGISLATIVE DAY

Helena, Montana
January 6, 1983

House Chambers
State Capitol

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the second and third legislative days, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Chief Clerk read a memo from Bobbie Wolfe, Chief Steno, regarding the services of the steno pool.

A signature page was passed around to the representatives for the purpose of signature identification by the Legislative Council.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/5/83
Correctly printed: HB 2, HB 5, HB 15.
Considered correctly engrossed: HB 14, HB 76.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/6/83
HB 20, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/6/83
HB 10, do pass. Report adopted.
HB 13, do pass. Report adopted.

TAXATION (Yardley, Chairman): 1/6/83
HB 40, do pass. Report adopted.
HB 65, do pass. Report adopted.
HB 66, do pass. Report adopted.

MOTIONS

Representative Donaldson moved that the request line on HB 95 be changed from "By Request of the Department of Health and Environmental Sciences" to "By Request of the Governor" because it is a supplemental appropriation and must be requested by the Governor. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 31, introduced by Harrington. Referred to Select Committee on Economic Development.

HB 70, introduced by Fabrega. Referred to Select Committee on Economic Development.

HB 99, introduced by Hammond, (By Request of the Board of Public Education). Referred to Committee on Education and Cultural Resources.

HB 101, introduced by Roush, Winslow, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Fish and Game.

- HB 102**, introduced by Hemstad, Bengtson, Lory, Manuel, Fabrega, Shontz, O'Connell, Marks. Referred to Committee on Highways and Transportation.
- HB 103**, introduced by Winslow, Roush, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Taxation.
- HB 104**, introduced by Winslow, Roush, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Fish and Game.
- HB 105**, introduced by Winslow, Schultz, Daily, Sands, Hemstad, Donaldson, Bengtson, Marks, Quilici, Roush, McCallum, Menahan, Eudaily, Lory, Fabrega, Hannah, Fagg, Ramirez, Curtiss, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Education and Cultural Resources.
- HB 106**, introduced by Winslow, Keyser, Schultz, Iverson, Vinger, (By Request of the Secretary of State). Referred to Committee on Business and Industry.
- HB 107**, introduced by Sales, (By Request of the Secretary of State). Referred to Committee on State Administration.
- HB 108**, introduced by Manuel, Neuman, McCormick, Hemstad, Nisbet, Kolstad, Lee, Bergene, Miller, Fabrega, O'Connell, Pistoria, Goodover, R. Manning, Christiaens, Berg, Phillips, Bliss, Farris, Nilson, Iverson, Thomas. Referred to Committee on Natural Resources.
- HB 109**, introduced by Winslow, Roush, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Local Government.
- HB 110**, introduced by Winslow, Roush, Schultz, Keyser, Elliott. Referred to Committee on Education and Cultural Resources.
- HB 111**, introduced by Hanson, Ellison, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 112**, introduced by Donaldson, (By Request of the Department of Military Affairs). Referred to Committee on State Administration.
- HB 113**, introduced by Switzer, Neuman, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 114**, introduced by Manuel, Etchart, Boylan, Lynch, Vinger, Nordtvedt, Asay, Harrington. Referred to Committee on Human Services.
- HB 115**, introduced by Waldron. Referred to Committee on Local Government.
- HB 116**, introduced by Devlin, (By Request of the Department of Livestock). Referred to Committee on Taxation.
- HB 117**, introduced by Hemstad, Keyser, Pavlovich, Lory, Howe, Harper. Referred to Committee on State Administration.
- HB 118**, introduced by Harper, Donaldson, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- HB 119**, introduced by Mueller, Keyser, Darko, Bergene. Referred to Committee on Judiciary.
- HB 120**, introduced by Waldron. Referred to Committee on Local Government.
- HB 121**, introduced by Veleber, Van Valkenburg. Referred to Committee on Local Government.
- HJR 2**, introduced by Winslow, Roush, Elliott. Referred to Committee on Natural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Menahan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 2 - That HB 2 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 5 - That consideration on HB 5 be passed until the fifth legislative day. Motion carried. (84-2)

HB 15 - That HB 15 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 92

Noes: Bachini, Brand, Peck.

Total 3

Excused: None.

Total 0

Absent or not voting: Bliss, Darko, Driscoll, Hammond, Williams.

Total 5

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Menahan moved the adoption of the committee report. Report adopted. (98-0)

MOTIONS

Representative Hannah moved that HB 76 be returned to second reading for the purpose of debate. Motion failed as follows:

Ayes: Asay, Compton, Devlin, Ernst, Fagg, Hannah, R. Jensen, Kitselman, Nordtvedt, Ryan, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Wallin.

Total 18

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Paired: Nordtvedt, Aye; Shontz, No.

Excused: None.

Total 0

Absent or not voting: Hanson, McCormick.

Total 2

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Brand, Chairman):

1/6/83

HB 35, do pass. Report adopted.

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HB 76 passed as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Addy, Asay, Devlin, Ernst, Hannah, Kitselman, Nordtvedt, Ryan, Solberg, Stobie, Switzer.

Total 11

Excused: None.

Total 0

Absent or not voting: Daily, Harrington, McCormick, Shontz.

Total 4

SPECIAL ORDERS OF THE DAY

Consent Calendar

Questions were asked on HB 14.

The Speaker appointed the following members to the Revenue Oversight Committee:

Representative Bertelsen

Representative Yardley

The Speaker appointed Representative Ellerd to the Committee on Agriculture, Livestock and Ranges. He noted that this appointment brings the committee to eighteen members and stated that this is not intended to set a precedent but acknowledges Representative Ellerd's seniority on the committee and the fact that he was unable to attend the organizational caucus.

Representative Vincent moved that the House adjourn until 10:30 a.m., January 7, 1983.

Motion carried.

House adjourned at 5:11 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTH LEGISLATIVE DAY

Helena, Montana
January 7, 1983

House Chambers
State Capitol

House convened at 10:30 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Roush, excused; Harper, Pavlovich, absent. Quorum present.

COMMUNICATIONS AND PETITIONS

The House of Representatives was invited to attend an open house hosted by the Department of Agriculture staff in honor of their retiring director, W. Gordon McOmber.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/7/83
Correctly printed: HB 10, HB 13, HB 35, HB 40, HB 65, HB 66.
Considered correctly engrossed: HB 2, HB 15.

MOTIONS

Representative Waldron moved that Connelly be added as a sponsor to HB 17. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 122, introduced by Addy, Hemstad, Roush, Underdal, Lory, J. Jensen, Van Valkenburg, Bengtson, Hammond, Hager, Eudaily, Shontz, Bardanouve, Darko, Switzer, Neuman, Saunders, Daily, Nordtvedt, Peck, Swift, Donaldson, Schye, Farris, Lybeck, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.

HB 123, introduced by Hart, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 124, introduced by Eudaily, (By Request of the Secretary of State). Referred to Committee on Education and Cultural Resources.

HB 125, introduced by Hansen, Kemmis. Referred to Committee on Taxation.

HB 126, introduced by Kitselman, Shontz. Referred to Committee on Local Government.

HB 127, introduced by Neuman, Switzer, Addy, Saunders, Graham, Vinger, Lee, Ellerd, Thoft, Holliday, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

SPECIAL ORDERS OF THE DAY

Representatives Harper, Pavlovich, and Roush present at this time.

Representative Vincent moved that the Speaker appoint a committee of five to notify the Honorable Senate that the House is ready to meet with them in joint session to receive the Governor's State of the State Address. Motion carried.

The Speaker appointed Representatives McBride (Chairman), Asay, Curtiss, Daily, and Kennerly.

The Sergeant-at-Arms escorted the various elected state officials, Supreme Court Justices, and guests into the chamber.

Senator Smith entered to notify the House that the Senate was ready to convene in joint session to receive the Governor's State of the State Address.

House stood at ease.

House resumed at 10:52 a.m.

Members of the Senate were escorted to the House chamber.

The Legislature being in joint session, Speaker Kemmis gave the Chair to President Stephens.

Senator Hazelbaker moved that the body resolve itself into a joint session for the purpose of receiving the State of the State Address from His Excellency, the Honorable Ted Schwinden, Governor of the State of Montana. Motion carried.

Senator Hazelbaker moved that the President be authorized to appoint a committee of four to notify His Excellency, the Governor, that the Legislature is in joint session and ready to receive his State of the State Address. Motion carried.

President Stephens appointed Senators McCallum and Boylan and Representatives Vincent and Marks and they were discharged to escort the Governor to the House chamber.

Captain Revious and the Honor Guard members of the Montana Army National Guard posted the Colors.

The Pledge of Allegiance to the Flag by the members followed.

His Excellency Ted Schwinden was escorted to the rostrum.

Reverend Lokensgard gave the invocation.

After being presented to the members of both houses by the President of the Senate, Governor Schwinden delivered the following address:

STATE OF THE STATE MESSAGE
GOVERNOR TED SCHWINDEN
Forty-eighth Legislative Assembly

January 7, 1983

Mr. President, Mr. Speaker, members of the Forty-Eighth Legislature and people of Montana. The state of our state is one of uncertainty. National unemployment rates are at post-World War II highs, bankruptcies are a daily occurrence, and thousands of individuals and businesses are struggling to survive. Each day's news brings grim reminders to Montana and forty-nine other states that our fortunes are closely tied to the national economy.

Oregon's legislature, for example, met three times in special session in 1982 and raised more than \$300 million in revenues to pare down a whopping deficit. Idaho expects a \$47 million deficit by the end of this fiscal year. Minnesota is taking drastic steps to prevent a \$312.5 million deficit, increasing both income and sales taxes. Montana, with an anticipated

surplus of \$22 million for FY'83, looks good by comparison. Yet, the prospect of 50,000 unemployed Montanans this winter, combined with declining state revenues, gives little cause for cheer. Cautious optimism has given way to just plain caution.

Nationally, New Federalism is a cinder in the ashes of federal reform, and President Reagan's 1980 campaign promise of a "New Beginning" lies dormant under a national deficit now expected to approach \$200 billion this fiscal year. Economic recovery may be "just around the corner," but little solid evidence exists to support that optimistic prediction. Montana's actions over these next few months must reflect the national economic realities. Montana in 1983-85 must not become the Minnesota of 1982-1983 — a state with deficits and taxes increasing, and services declining.

I intend to keep Montana on the path of fiscal sanity. The executive branch, with significant help from the private sector Governor's Council on Management, has acted to hold down costs. We freed up scarce dollars by bringing government growth under control, by tightening our belts, by streamlining state operations, by eliminating duplication and waste. The Executive Budget confirms my 1981 State of the State commitment to a 'cost-conscious and people sensitive' state government. And, the Executive Budget reflects a practical and prudent reaction to the national realities.

Given our economic circumstances, where do we go from here? We go forward, with purpose. Chekhov warned that: "If you cry 'Forward! . . .' make plain in what direction to go." It is imperative that we work together to move Montana in the same direction — towards a healthy, diversified, growing economy. Although we are surrounded by economic uncertainty, we cannot and must not allow the state to stagnate as we wait for national economic recovery.

In 1981, we began to lay a foundation for economic development. We created a Department of Commerce. We strengthened the relationship between the public and private sectors. We improved state government by making it more responsive to the people served.

In 1982, we expanded our commitment to a healthy economy. We solicited new ideas and challenged old assumptions. We continued our efforts to show Montana business that we mean business! And, we listened. From street-corner conversations — capital for a day visits — polling — advisory committees — the message came through loud and clear. Montanans said, "Put our people to work!"

Those of us who have jobs today can be thankful, but we must not forget those who do not. Montana's unemployment rate, announced today, continues to climb to a dismal 9.6 percent. But, unemployment is more than grim monthly statistics — it is an assault on human pride and dignity. Forced idleness is an unacceptable condition for Montanans who pride themselves in their proven ability to "get the job done."

"PUT OUR PEOPLE TO WORK" IS A CALL FOR ACTION.

And you and I must heed that call. We can act now by making responsible and timely investments in Montana's future. We can take advantage of lower interest and construction costs to address the repair and reconstruction of Montana's infrastructure. To that end, I urge approval of user fee increases to fund highway construction, and cigarette and liquor tax increases to help fund a \$64 million long range building program. The Administration proposals will provide hundreds of meaningful jobs to build highways and needed public facilities when much of our economy is at a standstill. Our proposals would put people to work, building Montana's future at a time when jobs are desperately needed in this state.

Three months ago, I laid out a comprehensive program to Build Montana — a program formulated by concerned Montanans, not by starry-eyed planners in a state capitol conference room. Build Montana was forged by people — people determined to keep this state a place where opportunity and achievement still go hand-in-hand. Over the next four months the group of Montanans gathered in these chambers, whose collective responsibility is to set public policy, will examine and debate the various elements of the Build Montana program. And, you will have the opportunity to put Montanans to work by putting the Build Montana program to work.

Build Montana is an attitude — an aspiration — demanding action. 1981 and 1982 were years of assessment and planning; 1983 and 1984 must be years of action.

BUILD MONTANA IS A CALL TO ACTION:

- * an aggressive economic development effort spearheaded by the Department of Commerce;
- * an unprecedented endeavor to make additional capital available to Montana businesses and to stimulate investment in Montana;
- * an expanded and accelerated program for highway construction, reconstruction and preventive maintenance vital to any long-term economic expansion;
- * a way to strengthen local governments by giving them the financial resources to deal with today's problems and tomorrow's growth.

Local governments have watched their tax base erode over the past decade. It's time we recognized that robbing local governments of essential funds encourages them to raise property taxes or cut local services — unpopular options during these difficult times.

Build Montana is a commitment to continue and expand the efforts we began in 1981 to examine state government's delivery system and make it work better. Through such improvements, we hope to restore public confidence in the governmental system. That is no easy task. It took decades of bureaucratic inefficiency and insensitivity to chisel away the pillar of public confidence. It will take time to rebuild that trust.

Finally, building Montana is caring for people. The Executive Budget reflects tough choices, but it also reflects a determination to meet "people needs." There was no interest powerful enough to mandate budgetary extravagance, and there was no interest so small that it was ignored. Whether it be the University system or a displaced homemakers program to help women return to the job market, the programs we are recommending have a common denominator — helping people. And, with personal budgets strained to the limit, one positive way to help Montanans is to keep down the costs of government.

We do not need a general tax increase. We do not need a sales tax. We do not need an income tax increase. We do need to hold the line.

I support tax relief for our senior citizens, trapped between rising energy costs and fixed incomes. But, I will strongly resist efforts to expand the \$11 million tax break the oil industry enjoyed in the current tax year. And I will not condone a budget balanced through the sacrifice of people programs. As the budget battle heats up, the Schwinden administration will continue to be a strong voice for the neglected and abused children in foster care, the elderly on Medicaid and fuel assistance, and the developmentally disabled in community group homes. If we must inevitably take

budgetary "risks," let us not take them at the expense of those Montanans who count on us the most, those least able to care for themselves.

I do not envy you your task over the next few months. You have ahead the painful process of allocating scarce resources. I respect the Legislature's right to set its own priorities; priorities which may well differ from the Administration's. I will maintain an open mind — and a sense of humor — as we debate the differences; but I will not stand by and allow Montana's favorable fiscal standing to be nicked-and-dimed to death. I will insist that we maintain a "Black Ink Cushion" — a reasonable and necessary ending fund balance. Montana's 1984-85 budget must not be stained by red ink. If the national economy continues to flounder or if Congress or the Reagan administration shut off federal funds for vital federal/state programs, I will take the executive actions required to maintain Montana's fiscal integrity. If necessary, I will call the Legislature back into session to deal with emergency funding issues.

Since 1981, we have reorganized state government to strengthen our commitment to economic development. We maintained our commitment to preserve and to improve Montana's environment. We successfully defended the coal severance tax. We have carried the message of the crisis in agriculture to a national audience. We instituted an ambitious water development program. We stopped and reversed the growth in state government, and eliminated more than 1,100 state positions! Those actions were not solutions to Montana's economic problems, but they were steps in the right direction. Our Build Montana program is not a complete solution either, but it is a positive step in the direction of economic growth and vitality — a way to prepare Montana to move ahead when "Hard Times" subside and "Good Times" return.

The people of this treasured state want action, not politics as usual; responsibility, not recklessness. And Montanans want progress that sustains and justifies their pride in this state.

The state of our state is one of uncertainty, but that is no excuse for inaction. Hand-wringing and indecision will only prolong the uncertainty. Action will begin to lift Montana out of the economic backwaters and place it in a position to move ahead as the national economy improves.

The 19th century writer, Sydney Smith, once wrote: "It is the greatest of all mistakes to do nothing because you can do only a little. Do what you can." Despite limited resources and an uncertain national economy, our goal for 1983 must be to do what we can. At the very least, it will put us ahead of where we were yesterday. At most, it will lead us to a brighter tomorrow.

Reverend Harper delivered the benediction.

The Governor was escorted from the chamber.

Senator Hazelbaker moved that the 48th Legislature, in joint session, authorize the publication of 500 copies of Governor Schwinden's State of the State Address. Motion carried.

Senator Hazelbaker moved that the joint session of the 48th Legislature be adjourned. Motion carried.

Joint session adjourned.

House stood at ease.

House resumed at 11:43 a.m.

MOTIONS

Representative Manuel moved that HB 5 be taken from second reading this day and referred to the Committee on State Administration for additional research. Motion carried.

Representative Donaldson moved that Spaeth, Kitselman, Wallin, and Fagg be added as sponsors to HB 42. Motion carried.

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

CONSENT CALENDAR

HB 14 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bertelsen, Brand, Kitselman, Quilici, Saunders.

Total 5

Representative Vincent moved that the House adjourn until 8:30 a.m., January 8, 1983.

Motion carried.

House adjourned at 11:55 a.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTH LEGISLATIVE DAY

Helena, Montana
January 8, 1983

House Chambers
State Capitol

House convened at 8:30 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Brand, Fabrega, Howe, Iverson, Seifert, Yardley, excused; Marks, Stobie, absent. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):
Correctly printed: HB 20.

1/7/83

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 128, introduced by Schye, Metcalf, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 129, introduced by Kitselman. Referred to Committee on Local Government.

HB 130, introduced by Stobie, Jensen, Lory, Underdal, C. Smith, Jones, Asay, Jacobson, Ryan, Hemstad, Hannah, J. Hammond, Menahan, Haffey, McCallum, H. Hammond, Schultz, Seifert, Holliday, Manuel, Eudaily, Donaldson, Curtiss, Ellison, Thoft, Mueller, Abrams, Hanson, Ramirez, Ellerd, Devlin, Switzer, Compton, Winslow, Bengtson, Gage, E. Smith, Sales, Norman, Lynch, Goodover, Harrington. Referred to Committee on Judiciary.

HB 131, introduced by Menahan, Haffey, Keenan, Brand, (By Request of the Department of Military Affairs). Referred to Committee on Appropriations.

HB 132, introduced by Williams, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

HB 133, introduced by Williams, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

HB 134, introduced by Williams, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

HB 135, introduced by Yardley. Referred to Committee on Natural Resources.

HB 136, introduced by Bardanouve, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.

HB 137, introduced by Hand. Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keyser in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 10 - That HB 10 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Brand, Fabrega, Howe, Iverson, Seifert, Yardley.

Total 6

Absent or not voting: Stobie.

Total 1

HB 13 - That HB 13 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Brand, Fabrega, Howe, Iverson, Seifert, Yardley.

Total 6

Absent or not voting: Spaeth, Stobie.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keyser moved the adoption of the committee report. Report adopted. (90-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 2 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen,

Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Brand, Fabrega, Howe, Iverson, Seifert, Yardley.

Total 6

Absent or not voting: Stobie.

Total 1

HB 15 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Brand, Fabrega, Howe, Iverson, Seifert, Yardley.

Total 6

Absent or not voting: Stobie.

Total 1

SPECIAL ORDERS OF THE DAY

The Speaker announced that in order to rectify a scheduling conflict he has removed Representative R. Jensen from the Committee on Human Services and has appointed Representative Keyser in his place.

The Chief Clerk announced that there is a calendar of legislative social events now being posted near the Chief Clerk's office. Members may add to this calendar by contacting Louise Trenta in the Chief Clerk's office.

Representative Vincent moved that the House adjourn until 4:00 p.m., January 10, 1983.

Motion carried.

House adjourned at 8:55 a.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTH LEGISLATIVE DAY

Helena, Montana
January 10, 1983

House Chambers
State Capitol

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fourth, fifth, and sixth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/10/83
Considered correctly engrossed: HB 10, HB 13.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/10/83

Recommend that at the beginning of business January 10, 1983, the following be employed:

Tammara Dozier.....	Page
Rita Rankin.....	Page
Tony Mullen	Page
Schellie R. Hansen.....	Page
Toby M. Hansen.....	Page
John A. Spencer	Page

Recommend that at the close of business January 8, 1983, the following employment be terminated:

Victoria Armstrong	Page
Mary (Beth) Daily.....	Page

Report adopted.

JUDICIARY (D. Brown, Chairman): 1/10/83
HB 71, do pass. Report adopted.
HB 53, introduced bill, be amended as follows:

1. Title, line 8.
Following: "MCA"
Insert: "; AND PROVIDING AN EFFECTIVE DATE"
2. Page 2.
Following: line 16
Insert: "Section 3. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 61, introduced bill, be amended as follows:

1. Title, line 5.
Following: "VICTIMS"
Insert: "AND VICTIMS OF DEVIATE SEXUAL CONDUCT"
2. Page 1, line 13.

Following: "45-5-503,"

Insert: "45-5-505,"

And, as amended, do pass. Report adopted.

Adverse Committee Report

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/10/83

HB 38, do not pass.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/10/83

SB 14, introduced by Mazurek

SB 15, introduced by Mazurek

MOTIONS

Representative Harp moved that Connelly be added as a sponsor to **HB 7**. Motion carried.

Representative Donaldson moved that Curtiss be added as a sponsor to **HB 93**. Motion carried.

Representative Hanson moved that Ochsner be added as a sponsor to **HB 111**. Motion carried.

Representative Hansen moved that Farris, Holliday, J. Hammond, J. Brown, and Van Valkenburg be added as sponsors to **HB 125**. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 138, introduced by Eudaily, Lory, Ream, J. Hammond, Waldron, Kadas, Hansen, Veleber. Referred to Committee on State Administration.

HB 139, introduced by Eudaily, Keyser, Peck. Referred to Committee on Judiciary.

HB 140, introduced by Eudaily, Lory, (By Request of the Teachers' Retirement Division). Referred to Committee on State Administration.

HB 141, introduced by Holliday, Galt, Quilici, Schultz. Referred to Committee on State Administration.

HB 142, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 143, introduced by Ernst, (By Request of the Board of Crime Control). Referred to Committee on Judiciary.

HB 144, introduced by J. Brown, (By Request of the Department of Military Affairs). Referred to Committee on Appropriations.

HB 145, introduced by Harper, Fuller. Referred to Committee on Local Government.

HB 146, introduced by Zabrocki. Referred to Committee on Taxation.

HB 147, introduced by Yardley. Referred to Committee on Highways and Transportation.

HB 148, introduced by Keyser, Schultz, Hand, Roush. Referred to Committee on Judiciary.

HB 149, introduced by Seifert, Turnage, Lee, Hemstad, Yardley, Jensen, Ellerd, Stobie, Hannah, Addy, Vinger, Harp, Zabrocki, Thoft,

Schultz, Menahan, Farris, Ream, Nordtvedt, Swift. Referred to Committee on State Administration.

HB 150, introduced by Peck, Swift, H. Hammond, Bachini, Bardanouve, Christiaens, Sands. Referred to Committee on Judiciary.

HB 151, introduced by Peck, Berg, Bardanouve, Sands, Christiaens, Bachini, Ernst, Stephens, (By Request of the Montana Districting and Apportionment Commission). Referred to Committee on State Administration.

HB 152, introduced by Kitselman. Referred to Committee on Local Government.

HB 153, introduced by Kitselman. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 14, introduced by Mazurek, (By Request of the Code Commissioner). Referred to Committee on Judiciary.

SB 15, introduced by Mazurek, (By Request of the Code Commissioner). Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Yardley in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 35 - That HB 35 do pass. Motion carried as follows:

Ayes: Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 75

Noes: Abrams, Addy, Bardanouve, Bengtson, Connelly, Donaldson, Farris, Harper, Hart, Howe, J. Jensen, Kadas, Kemmis, Lory, Metcalf, Neuman, Ream, Roush, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 40 - That HB 40 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Ellerd, Fagg, Hannah, Sales, Seifert.

Total 5

Excused: None.

Total 0

Absent or not voting: McCormick.

Total 1

HB 65 - That HB 65 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Hannah.

Total 2

HB 66 - That HB 66 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 20 - That HB 20 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Brand, Hannah, Ryan, Underdal.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Yardley moved the adoption of the committee report. Report adopted. (97-1)

REPORTS OF STANDING COMMITTEES

HUMAN SERVICES (Hart, Chairman):

1/10/83

HB 48, do pass. Report adopted.

ANNOUNCEMENTS

The Chief Clerk requested that all legislative interns and aides use the photocopy service in the Steno Pool, Rm. 224I, rather than the Chief Clerk's office.

All legislators are also encouraged to please use the Steno Pool except when the House is in session.

The Chief Clerk announced that a bookcase has been placed in the House lobby and contains publications for the legislators' information.

The Speaker announced that 5:00 p.m., Thursday, January 13, is the deadline for bill-drafting requests.

Representative Vincent moved that the House adjourn until 4:00 p.m., January 11, 1983.

Motion carried.

House adjourned at 5:30 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTH LEGISLATIVE DAY

Helena, Montana
January 11, 1983

House Chambers
State Capitol

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Harrington, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the seventh legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker advised the House members not to lean back in their chairs and that they would be repaired soon.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/11/83

Correctly printed: HB 48, HB 53, HB 61, HB 71.

Considered correctly engrossed: HB 20, HB 35, HB 40, HB 65, HB 66.

STATE ADMINISTRATION (Brand, Chairman): 1/10/83

HB 46, do pass. Report adopted.

HB 67, introduced bill, be amended as follows:

1. Title, line 11.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 3.

Following: line 19

Insert: "NEW SECTION. Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 83, do pass. Report adopted. 1/11/83

HB 92, do pass. Report adopted. 1/10/83

TAXATION (Yardley, Chairman): 1/11/83

HB 81, introduced bill, be amended as follows:

1. Title, line 6.

Following: "ASSESSMENTS"

Insert: "AND OVERPAYMENTS"

2. Page 2.

Following: line 13

Insert: "Section 2. Credit for overpayment — interest on overpayment. (1) If the department of revenue determines that the amount of tax, penalty, or interest due for any year is less than the amount paid, the amount of the overpayment shall be credited against any tax, penalty, or interest then due from the taxpayer and the balance refunded to the taxpayer or its successor through reorganization, merger, or consolidation or to its shareholders upon dissolution."

(2) Except as hereinafter provided for, interest shall be allowed on overpayments at the same rate as is charged on deficiency assessments provided in [section 1] due from the due date of the return or from the date of overpayment (whichever date is later) to the date the department approves refunding or crediting of the overpayment. Interest shall not accrue during any period the processing of a claim for refund is delayed more than 30 days by reason of failure of the taxpayer to furnish information requested by the department for the purpose of verifying the amount of the overpayment. No interest shall be allowed:

(a) if the overpayment is refunded within 6 months from the date the return is due or from the date the return is filed, whichever is later; or

(b) if the amount of interest is less than \$1.

(3) A payment not made incident to a bona fide and orderly discharge of an actual tax liability or one reasonably assumed to be imposed by this law shall not be considered an overpayment with respect to which interest is allowable."

Renumber: subsequent section

3. Page 2, line 14.

Following: "instruction."

Strike: "Section 1 is"

Insert: "Sections 1 and 2 are"

4. Page 2, line 15.

Following: "as"

Strike: "an"

Following: "integral"

Strike: "part"

Insert: "parts"

5. Page 2, line 19.

Following: "to"

Strike: "section 1"

Insert: "sections 1 and 2"

And, as amended, do pass. Report adopted.

HB 91, do pass. Report adopted.

HB 103, do pass. Report adopted.

HB 116, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

1/11/83

HB 45, introduced bill, be amended as follows:

1. Title, line 7.

Following: "25-1-201"

Insert: ", 40-2-405,"

2. Page 4.

Following: line 3

Insert: "Section 3. Section 40-2-405, MCA, is amended to read:

"40-2-405. Funding. (1) Revenue from the marriage license fee and the fee collected for filing a declaration of marriage without solemnization is the primary source of funding for the battered spouses and domestic violence program. The disposition of the marriage license fee is as established in 25-1-201.

(2) Twenty percent of the operational costs of a battered spouses and domestic violence program must come from the local community served by the program. The local contribution may include in-kind contributions.””

And, as amended, do pass. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

1/11/83

HB 60, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: “REQUIRING”

Strike: “MINISTERS OF ANY RELIGIOUS DENOMINATION”

Insert: “PERSONS”

2. Page 1, lines 16 and 17.

Following: “No”

Strike: “minister of any religious denomination”

Insert: “person”

3. Page 1, line 21.

Following: “the”

Strike: “minister’s”

Following: “give”

Strike: “him”

Insert: “the person filing them”

4. Page 1, lines 24 and 25.

Following: “executed”

Strike: “by a minister”

5. Page 3, line 13.

Following: “of”

Strike: “a minister”

Insert: “license or ordination”

And, as amended, do not pass.

STATE ADMINISTRATION (Brand, Chairman):

1/10/83

HB 5, as amended, do not pass.

HB 43, do not pass.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/10/83

HB 38, do not pass. Representative Metcalf moved the adoption of the adverse committee report. Representative Pavlovich made a substitute motion that HB 38 be printed and placed on second reading. Motion failed. (23-75) Thereupon, the adverse committee report was adopted as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Hart, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Abrams, Brand, D. Brown, Daily, Dozier, Driscoll, Hansen, Harp, Hemstad, Jacobsen, J. Jensen, Keenan, McBride, McCormick, Manuel,

Menahan, Nilson, O'Connell, Pavlovich, Pistoria, Quilici, Shontz, Thoft, Vinger, Waldron.

Total 25

Excused: Harrington.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Representative Hemstad moved that Nordtvedt, Vinger, Kitselman, Keyser, Devlin, Switzer, Curtiss, Swift, Phillips, Mueller, Hanson, Thoft, Miller, Wallin, Ellerd, Bergene, Ernst, Winslow, Jones, Lory, Eudaily, and Seifert be added as sponsors to HB 83. Motion carried.

Representative Harper moved that Metcalf, Zabrocki, Keenan, O'Connell, J. Brown, McCormick, McBride, Pistoria, Nisbet, Veleber, Hand, Farris, Bachini, Peck, Berg, Mohar, Fuller, Mazurek, R. Manning, Quilici, Lynch, Driscoll, Jacobson, Vincent, J. Hammond, Stimatz, Hemstad, and Roush be added as sponsors to HB 23. Motion carried.

Representative Harper moved that Fuller, Vincent, Hager, J. Hammond, Kemmis, Eck, Nordtvedt, and Mohar be added as sponsors to HB 39. Motion carried.

Representative Hansen moved that Nordtvedt be added as a sponsor to HB 125. Motion carried.

Representative Yardley moved that HB 103, receiving a do pass recommendation from the Committee on Taxation, be taken from printing and referred to the Committee on Appropriations. Motion carried.

Representative Yardley moved that HB 147 be taken from the Committee on Highways and Transportation and referred to the Committee on Business and Industry. Motion carried.

Representative Koehnke moved that Sales, Ellerd, Lybeck, and Connelly be added as sponsors to HB 27. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow the summary of titles to be read on third reading this day. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow HB 48, HB 53, HB 61, and HB 71 to be placed on second reading this day. Motion carried.

Representative Vincent moved that the two-hour rule on lobbying be temporarily suspended January 12 to allow for a hearing on HB 39 regarding the official state song. Motion carried.

Representative Abrams moved that HB 102 be taken from the Committee on Highways and Transportation and referred to the Committee on Human Services. Motion carried.

Representative Waldron moved that Curtiss be added as a sponsor to HB 9. Motion carried.

Representative Harp moved that Curtiss be added as a sponsor to HB 7. Motion carried.

Representative Bardanoue moved that HB 48 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Marks moved that HB 66 be taken from printing and referred to the Committee on Appropriations. Motion failed. (44-53)

Speaker Pro Tem Brand in the Chair at 4:35 p.m.

Speaker Kemmis resumed the Chair at 4:50 p.m.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 154, introduced by Spaeth, Saunders, Schye, (By Request of the Department of State Lands). Referred to Committee on State Administration.

HB 155, introduced by Spaeth, Saunders, Schye, (By Request of the Department of State Lands). Referred to Committee on State Administration.

HB 156, introduced by Pavlovich, D. Brown, Daily, McBride, Keenan, Harrington, Menahan, Quilici, Stimatz. Referred to Committee on Human Services.

HB 157, introduced by Driscoll, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.

HB 158, introduced by Bergene, Sales, (By Request of the Secretary of State). Referred to Committee on Business and Industry.

HB 159, introduced by Ellison, Bertelsen, Asay, Graham. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 160, introduced by Waldron. Referred to Committee on Taxation.

HB 161, introduced by Ernst, Thoft, Manuel, Schultz. Referred to Committee on Appropriations.

HB 162, introduced by Yardley. Referred to Committee on Local Government.

HB 163, introduced by Winslow, Bardanoue, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.

HB 164, introduced by Donaldson, Winslow. Referred to Committee on Local Government.

HB 165, introduced by Miller, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

HB 166, introduced by Miller. Referred to Committee on Education and Cultural Resources.

HB 167, introduced by Sands, (By Request of the Secretary of State). Referred to Committee on State Administration.

HB 168, introduced by Pistoria, Pavlovich, Farris, R. Manning, Hand. Referred to Committee on Taxation.

HB 169, introduced by Eudaily, Daily, Schultz, Lory, (By Request of the Teachers' Retirement Division). Referred to Committee on State Administration.

HB 170, introduced by Pistoria, R. Manning. Referred to Committee on Judiciary.

HB 171, introduced by Williams, Yardley. Referred to Committee on Local Government.

HB 172, introduced by Williams, Yardley. Referred to Committee on Local Government.

HB 173, introduced by C. Smith, Jones, Harp, Eudaily, Solberg, (By Request of the Secretary of State). Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 53 - That HB 53 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Dozier, Harper, Thoft.

Total 3

HB 61 - That HB 61 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Dozier, Shontz.

Total 2

HB 71 - That HB 71 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: None.
Total 0

Excused: Harrington.
Total 1

Absent or not voting: Switzer.
Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved the adoption of the committee report. Report adopted. (98-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 10 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: None.
Total 0

Excused: Harrington.
Total 1

Absent or not voting: Bliss, Dozier, Kadas, Ryan, Smith.
Total 5

HB 13 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J.

Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (McBride, Chairman):

1/11/83

HB 36, do pass. Report adopted.

HB 72, do pass. Report adopted.

HB 51, introduced bill, be amended as follows:

1. Page 1, line 22.

Following: "election"

Strike: "or"

2. Page 1.

Following: line 22

Strike: line 23 through "election"

And, as amended, do pass. Report adopted.

RULES (Vincent, Chairman):

1/11/83

HR 1, introduced bill, be amended as follows:

1. Page 2, line 13.

Strike: "Only"

Insert: "Subject to Joint Rule 1-2,"

2. Page 2, line 16.

Following: "session;"

Insert: "legislative aides and interns;"

3. Page 2, lines 18 and 19.

Following: "children"

Strike: "12" on line 18 through "dignitaries" on line 19

Insert: "and guests of legislators"

4. Page 4.

Following: line 19

Insert: "If the committee report is that the bill "Do Not Pass", the bill shall be posted by the chief clerk of the house and the members of the house have 24 hours in which to indicate in writing to the chief clerk that they wish to have the bill debated. If 20 members, including at least one-third of the appointed members of the committee making the report, so indicate, the bill will be placed on second reading for debate. If no such indication is made, the committee report will be voted on on order of business no. 2."

5. Page 5, line 4.

Following: "by"

Strike: "a two-thirds vote"

Insert: "unanimous consent"

And, as amended, do pass. Report adopted.

ANNOUNCEMENTS

The Chief Clerk announced that the American Women in Radio and Television are sponsoring a media/legislative get-together this evening.

Governor Ted Schwinden will hold a reception for legislators from Congressional District No. 2 on Tuesday at 5:30 p.m. at the Governor's Mansion, and for legislators from Congressional District No. 1 on Wednesday at 5:30 p.m.

Representative Vincent moved that the House adjourn until 2:30 p.m., January 12, 1983.

Motion carried.

House adjourned at 5:35 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

NINTH LEGISLATIVE DAY

Helena, Montana
January 12, 1983

House Chambers
State Capitol

House convened at 2:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bardanouve, Ellerd, Harper, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/12/83
Correctly printed: HB 36, HB 45, HB 46, HB 51, HB 67, HB 72, HB 81, HB 83, HB 91, HB 92, HB 116, HR 1.
Considered correctly engrossed: HB 53, HB 61, HB 71.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/12/83
HB 82, do pass. Report adopted.

Adverse Committee Report

JUDICIARY (D. Brown, Chairman): 1/12/83
HB 3, do not pass.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 1/12/83

HB 76, introduced by Bardanouve, Menahan

Senate bills passed and transmitted to the House for concurrence: 1/12/83

SB 46, introduced by Mazurek

SJR 3, introduced by Himsl, Elliott, Stephens, et al.

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow summaries of titles to be read on third reading this day. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow HB 46, HB 83, HB 91, HB 92, and HB 116 to be placed on second reading this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 174, introduced by Harper. Referred to Committee on Labor and Employment Relations.

HB 175, introduced by Donaldson. Referred to Committee on Business and Industry.

HB 176, introduced by Fabrega, Berg, (By Request of the Board of Public Education). Referred to Committee on Education and Cultural Resources.

HB 177, introduced by Waldron, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

HB 178, introduced by D. Brown, (By Request of the Montana Highway Patrol). Referred to Committee on Judiciary.

HB 179, introduced by Bardanouve. Referred to Committee on Judiciary.

HB 180, introduced by J. Brown, (By Request of the Department of Institutions). Referred to Committee on Appropriations.

HB 181, introduced by Hart, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 182, introduced by Winslow, Bengtson, (By Request of the Board of Physical Therapy Examiners). Referred to Committee on Human Services.

HB 183, introduced by Winslow, Keyser, Seifert, Schultz, Bliss, Ernst, Devlin, Harp, Hanson. Referred to Committee on Judiciary.

HB 184, introduced by Hand, Manuel, Hazelbaker, Dover, (By Request of the Board of Crime Control). Referred to Committee on Judiciary.

HB 185, introduced by Connelly, Pistoria, Vincent, B. Brown. Referred to Committee on Appropriations.

HB 186, introduced by Neuman, Donaldson, Holliday. Referred to Committee on Business and Industry.

HB 187, introduced by Menahan, Keenan, Daily, Quilici, Connelly, J. Brown, Vinger, Winslow, J. Jensen, Addy, Darko, Saunders, Schye, Pavlovich, Vincent, Schultz, Spaeth, Nisbet, McBride, O'Connell, Peck, Bachini. Referred to Committee on Appropriations.

HB 188, introduced by Pistoria, R. Manning. Referred to Committee on Taxation.

HB 189, introduced by Bengtson, Donaldson, Manuel, Asay, Roush, Holliday, Curtiss, Stobie, Ernst, Koehnke, Spaeth, Ream, Bertelsen, D. Brown, Mueller. Referred to Committee on Local Government.

HB 190, introduced by Asay, Ellison, Swift, Goodover, Tveit, Abrams, Zabrocki. Referred to Committee on Business and Industry.

The following Senate bill was introduced, read first time, and referred to committee:

SB 46, introduced by Mazurek, (By Request of the Legislative Council). Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Hemstad in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 46 - That HB 46 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: Smith.
Total 1

Excused: Bardanouve, Ellerd, Harper.
Total 3

Absent or not voting: Lory, Sales.
Total 2

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Hemstad moved the adoption of the committee report. Report adopted. (91-0)

MOTIONS

Representative Vincent moved that the House recess until 4:30 p.m. Motion carried.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/12/83
Correctly printed: HB 82.

Adverse Committee Reports

HB 60 - Representative D. Brown moved that the adverse committee report on HB 60 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 91

Noes: Brand, Shontz, Yardley.
Total 3

Excused: Bardanouve, Ellerd, Harper.
Total 3

Absent or not voting: Ellison, Hannah, Ryan.
Total 3

HB 43 - Representative Brand moved that the adverse committee report on HB 43 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen,

MONTANA LEGISLATIVE COUNCIL
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Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Ryan.

Total 1

HB 5 - Representative Brand moved that the adverse committee report on HB 5 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Bachini, Bergene, D. Brown, Manuel, Pavlovich, Peck, Ream, Vincent, Waldron, Yardley.

Total 10

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Menahan.

Total 1

SPECIAL ORDERS OF THE DAY

Representative Vincent moved that the Speaker appoint a committee to notify the Honorable Senate that the House is ready to convene in joint session to receive the State of the Judiciary Address. Motion carried.

The Speaker appointed Representatives Yardley (Chairman), Brand, Hemstad, Neuman, and Thoft.

House stood at ease at 2:45 p.m.

House resumed at 3:15 p.m.

A committee from the Senate entered to notify the House that the Senate was prepared to join them in joint session.

Members of the Senate were admitted to the House.

The Legislature being in joint session, Senate President Stephens occupied the Chair.

Senator Hazelbaker moved that the body resolve itself into a joint session to receive the State of the Judiciary Address from the Honorable Frank I. Haswell, Chief Justice of the Montana Supreme Court. Motion carried.

Senator Hazelbaker moved that the President be authorized to appoint a committee to notify the Honorable Chief Justice and Associate Justices of the Montana Supreme Court that the Legislature is in joint session and ready to receive the State of the Judiciary Address. Motion carried.

The President appointed Senator Turnage and Representative D. Brown.

The committee escorted the members of the Supreme Court to the rostrum.

After being presented to the members of both houses by President Stephens, Chief Justice Haswell gave the following State of the Judiciary Address:

THE STATE OF THE JUDICIARY
by Honorable Frank I. Haswell
Chief Justice, Montana Supreme Court

Thank you Mr. Speaker Kemmis, Mr. President Stephens, Senators and Representatives.

Today I appear before you to give you a report on the judicial system of the state of Montana, its performance, its strengths and its weaknesses, and to highlight some of the problem areas for your consideration. This report will be in summary form from the prospective of the Chief Justice. More detailed information is available at your request from the office of the court administrator, Mr. Michael Abley.

In the two-year period since I last addressed you, the Supreme Court has heard, processed and concluded more cases than ever before in its history. The reasons for the progressive increase in case filings from biennium to biennium are open to debate. But, it is an established fact that since 1974 case filings in the Supreme Court have approximately doubled. In the last two calendar years, case filings have increased 13-½ percent.

Several years ago, recognizing this trend, the court realized that changes were necessary to enable the court to cope with its burgeoning workload. Accordingly, in 1979 we proposed to this body that the number of justices be increased by two and that support staff be added. This plan was accepted by the legislature and the governor. In January 1981 the two additional justices were seated and the staff hired.

We are pleased to report that these changes have proven effective on a modest scale. Despite a 13-½ percent increase in case filings, the number of pending cases has been reduced approximately 5 percent. The length of time to complete a case has been reduced. A study done by the national center for state courts in 1979 indicated that the average time for disposition of a case from the filing of notice of appeal in the district court to final opinion by the supreme court was 370 days. This is far too long.

In a similar study in 1982, that time had been reduced to 307 days for appeals submitted on briefs and 335 days for appeals heard on oral argument. I don't mean to indicate to you that it takes this long for the justices on the supreme court to make up their minds and write an opinion. A major part of this time lag involves attorneys ordering transcripts from the court reporter, court reporters preparing and filing transcripts, and delays in filing briefs. We have internal operating rules establishing a

120-day period from the date of submission of a case to the filing of the opinion.

On the district court level, approximately 63,500 new cases were filed in district courts throughout the state during the last two calendar years. This amounts to approximately a 6 percent increase over the two prior calendar years. There has been a gradual but steadily increasing disparity between case filings and case dispositions in the district courts in the last 5 years since our court administrator has been keeping these statistics. Each year there has been slightly more filings than dispositions. Annually, this is not substantially significant, but cumulatively it poses a problem.

These problems are accentuated by the unequal distribution of caseloads among individual judges in the various judicial districts of the state.

Presently, the state of Montana is serviced by a total of 32 district judges. The state is divided into 19 judicial districts. Each judicial district is composed of from 1 to 7 counties and is serviced by from 1 to 4 district judges. This judicial districting system has produced unequal distribution of caseloads varying from over 1,450 cases per judge in one district to about 420 cases per judge in another district. It is urgent that this legislature give serious consideration to the judicial redistricting of this state. We cannot utilize our judicial resources effectively without it.

In 1981 I requested the legislature to establish an interim legislative committee to review the judicial district structure and the number of judges needed to handle the workload. The legislature responded by establishing a joint subcommittee on the judiciary for this and other purposes relating to operation of the courts. This subcommittee, chaired by Senator Gary Aklestad, has researched, held hearings and drafted bills which are being submitted to you for your consideration this session. This subcommittee has worked long and hard for the last year and a half and their efforts merit your serious consideration.

In the last biennium the cost of operating the district courts exceeded the allowable county mill levy for district courts by slightly more than 1.8 million dollars. The emergency fund established by the legislature to provide state funding to cover this shortfall covered only about 40 percent of it. To make up the difference, counties had to dig into their general fund. Various proposals for allocating district court costs between the state and the counties will be presented to you during this session of the legislature, ranging up to full state funding of district court operations. A legislative decision on such funding is imperative.

A system of water courts for adjudicating water claims was established by the 1979 legislature. These water courts working with personnel in the department of natural resources and conservation are moving ahead with all deliberate speed to adjudicate over 200,000 water right claims that have been filed. Judge W. W. Lessley of Bozeman is chief water judge for the state of Montana, and Judge Thomas of Havre, Judge Holter of Libby, and Judge Shanstrom of Livingston, are working with him on a part-time basis. The court staff is located in Bozeman under the personal supervision of Judge Lessley who will now devote full time to the task since his retirement as district judge on January 3rd of this year.

For your information the state is divided into four principal drainages or water divisions which in turn are subdivided into 85 river basins from which these water rights claims arise. Preliminary water right decrees in two river basins of the Powder River have been entered following hearings on some 300 objections. Preliminary decrees in late 1984 are anticipated in seven additional water basins.

Chief water Judge Lessley assures me that the water courts are "biased towards action" and will finish their task within the shortest possible time. Judge Lessley will be available and personally appear at legislative hearings relating to the water courts.

I would be remiss if I didn't call your attention to a funding problem in the judges' retirement system. This system is separate from the public employees' retirement system but is administered by the public employees' retirement division of the department of administration. The legislative auditor recently audited this system and his report and recommendations have been distributed to the legislative audit committee for their consideration. In addition to the contents of the report of the legislative auditor, I call your attention to the involuntary retirement of three judges resulting from the recent election and the voluntary retirement of five others effective January 3, 1983. These retirements will put a further strain on the judges' retirement system.

When I spoke to you two years ago, I indicated a definite need for revision and updating of the rules of practice and procedure of various boards and commissions functioning under the supreme court.

In the past biennium the internal operating rules of the supreme court have been revised and adopted. Rules of civil procedure for justice of the peace courts have been promulgated by the commission on courts of limited jurisdiction, chaired by Timothy O'Hare of Lewistown. These proposed rules have been revised, amended and adopted by the supreme court and presently provide uniform rules for the operation of justice of the peace courts in civil cases throughout the state.

The supreme court commission on rules of evidence, chaired by Sam Haddon of Missoula, is submitting proposed legislation to you reconciling conflicts between the rules of evidence and the Montana statutes and related matters pursuant to Senate Joint Resolution 20 of the 1981 legislature.

The Montana constitution provides that the supreme court "may make rules governing . . . admission to the bar and the conduct of its members." Pursuant to this constitutional power, we completely overhauled the qualifications and eligibility for taking the bar examinations, for admission to the bar, for abolishing the diploma privilege, for providing for multi-state bar examinations, raising the fees to cover the costs of administering the bar examination, and provided for an examination on professional responsibility of attorneys as a condition for admission to the bar. This required detailed rules and procedures carrying these substantial changes into effect. This transition has been accomplished and the detailed rules and procedures have been promulgated with the assistance of the Montana board of bar examiners, chaired by Mr. Robert Poore of Butte, and the same have been revised and adopted by the Montana supreme court.

The district court committee, chaired by Justice Sheehy, has supervised the revision of criminal jury instructions for use by the district courts of this state which should be completed and submitted to the supreme court within the next few months.

We are presently reconstituting the advisory committee on rules of civil procedure for the district courts of Montana with a view towards a comprehensive revision of both the rules of civil procedure and the rules of appellate civil procedure.

A system of mandatory continuing legal education for all attorneys practicing in this state has been instituted by the state bar of Montana working in cooperation with the Montana supreme court.

The commission on practice, which is charged with the duty of investigating ethical complaints against members of the bar of Montana, is chaired by Bruce Brown of Miles City. During 1982 this commission received and considered 103 complaints against attorneys in addition to 35 complaints that were pending at the beginning of the year. The statistical results of these complaints are too varied to admit of summary in this report but are available to you in the office of the court administrator. Additionally, this commission is presently engaged in a comprehensive revision of rules relating to its operations and procedures.

Although not directly related to the operation of the courts of Montana, I wish to advise you that the state bar of Montana some years ago established and maintained a client security fund to reimburse clients who have been victimized by thefts by their attorneys. This fund is maintained by annual assessment paid by all practicing attorneys in Montana. The state bar reports that this fund has paid out more than \$70,000 during 1982 alone.

The sentence review division of the supreme court is charged with the duty of reviewing sentences imposed in criminal cases. The sentence review division consists of three district court judges appointed for overlapping three-year terms by the supreme court. It is presently chaired by Judge Langen of Glasgow. During the past year this board reviewed 158 criminal sentences imposed by district courts throughout the state and altered approximately half of them.

The judicial standards commission created by the Montana constitution and implemented by the statutes of this state is charged with the duty of investigating complaints against judges, making rules governing its own operation, making recommendations to the supreme court on retirement of judges for disability, and disciplining judges for willful misconduct in office, willful and persistent failure to perform their duties, and habitual intemperance. In compliance with statute, this body has submitted its report directly to the legislature so I will not comment further on their report.

The supreme court has been charged with supervisory duties regarding training programs for county and city judges. A majority of the judges of courts of limited jurisdiction are laymen and not lawyers. During the past biennium, four training sessions for lower court judges have been held with a combined attendance of approximately 500 judges. They are trained in such subjects as unemployment fraud, traffic violations, judicial ethics, contracts, torts and equity, courtroom procedures, new laws, court structure, evidence, small claims, and uniform procedures and budgeting. Additionally during the biennium, eleven district judges attended sessions of the national judicial college for various judicial training.

The state law library under the able direction of Clare Engel reports that there has been a 95 percent increase in its public service function of providing and assisting with legal research to legislators, state officials, attorneys working for various state and county governmental units, the supreme court and its staff and private attorneys. The library now provides Westlaw, a system of computerized research in fulfilling this function. The state law library now has some 63,000 volumes available to its patrons.

The new justice and state library building, authorized by the 1979 legislature, has been completed and occupied. This building houses the supreme court and its staff, the clerk of court and the court administrator and his staff; the attorney general, his legal staff and related services; the

state law library and the Montana state library. It is a well-constructed functional building that will serve the people of Montana well for many years to come. An open house and dedication of this building will be held this coming Saturday, January 15, with the open house commencing at 2:00 p.m. and the dedication ceremony at 4:00 p.m. All of you are invited to come over and look over the building yourselves.

I hope this report has given you a general overview of the judicial system in Montana and pointed up some of its problem areas for your consideration. We earnestly seek your help and assistance in those areas subject to legislative control so that together we can provide the people of Montana with a court system able to furnish the prompt, efficient and quality service to which they are entitled.

Thank you.

Joint session adjourned.

House reconvened at 3:50 p.m.

MOTIONS

Representative Vincent moved that Senate amendments to HB 76 be moved to the top of the second reading board this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Hemstad in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 76 - That Senate amendments to HB 76 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 76

Noes: Bliss, Compton, Curtiss, Devlin, Ernst, Hannah, Hanson, R. Jensen, Kitselman, Mueller, Nordtvedt, Phillips, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.
Total 23

Paired: Bardanouve, Harper, Ayes; Hannah, Nordtvedt, Noes.

Excused: Ellerd.
Total 1

Absent or not voting: None.
Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Hemstad moved the adoption of the committee report. Report adopted. (83-10)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 20 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Peck, Ryan, Underdal.

Total 4

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Fagg, Smith.

Total 2

HB 35 passed as follows:

Ayes: Asay, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 73

Noes: Abrams, Addy, Bengtson, Bertelsen, Connelly, Donaldson, Hammond, Hart, Howe, J. Jensen, Kadas, Lory, Metcalf, Neuman, Roush, Spaeth, Veleber, Vincent, Williams, Yardley, Mr. Speaker.

Total 21

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Fagg, McBride, Waldron.

Total 3

HB 40 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Hannah, Sales, Seifert, Swift.

Total 4

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Fagg, Marks.

Total 2

HB 65 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Ellison, Fagg, Spaeth.

Total 3

HB 66 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Harper.

Total 3

Absent or not voting: Fagg.

Total 1

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 76. Motion carried.

The Speaker appointed the following representatives:

Vincent, Chairman

Menahan

Marks

ANNOUNCEMENTS

The Speaker reminded the members that the deadline for submitting bill drafting requests is January 13 at 5:00 p.m.

The Speaker also reminded the members that before the clerk can accept joint resolutions they must have a stamp of approval from the Joint Rules Committee.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 13, 1983.

Motion carried.

House adjourned at 5:25 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TENTH LEGISLATIVE DAY

Helena, Montana
January 13, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bardanouve, Ellerd, Jones, excused; Marks, absent. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/12/83
Considered correctly engrossed: HB 46.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/13/83
HB 63, do pass. Report adopted.
HB 64, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/13/83
HB 74, do pass. Report adopted.
HB 27, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THAT"

Strike: "CERTIFIED AGRICULTURAL"

2. Title, line 7.

Following: "SEED"

Insert: "FOR PLANTING"

3. Page 2, lines 22 through 24.

Following: "sales of" on line 22

Strike: "either botanical or vegetative types of certified agricultural seed that has been produced and certified pursuant to Title 80, chapter 5, part 3"

Insert: "any seed for planting (including both botanical and vegetative types of seed, whether certified or not)"

And, as amended, do pass. Report adopted.

HB 47, introduced bill, be amended as follows:

1. Page 1, lines 15 through 17.

Following: "is" on line 15

Strike: line 16 through "law" on line 17

Insert: "advisory only but may be a correct interpretation of the law"

And, as amended, do pass. Report adopted.

HB 119, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "THAT" on line 4

Strike: "THERE IS A PRESUMPTION"

Insert: "THE COURT,"

2. Title, line 5.

Following: "PROCEEDING"

Strike: "THAT"

Insert: ", MAY TAKE INTO CONSIDERATION"

3. Title, line 6.

Following: "SUPPORT"

Strike: "OF EACH CHILD MAY NOT BE LESS THAN THAT"

4. Page 2, line 2.

Following: "by"

Strike: "a child"

Insert: "children"

5. Page 2, line 3.

Following: "53-2-702."

Strike: line 3 through "assistance." on line 5

6. Page 2, line 10.

Following: "support"

Strike: "a child"

Insert: "children"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

1/13/83

HB 56, do pass. Report adopted.

HB 125, introduced bill, be amended as follows:

1. Title, line 7.

Following: "EXPENSES;"

Insert: "PROVIDING FOR ALLOCATION OF THE DEDUCTION BETWEEN SPOUSES;"

2. Page 2, line 9.

Following: ","

Strike: "and"

3. Page 2, line 13.

Following: "apply"

Insert: "when the taxpayers file separately on the same form; and

(c) the deduction for child and dependent care expenses shall be divided equally between the taxpayers"

And, as amended, do pass. Report adopted.

HB 133, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "a"

Insert: "wage and tax"

Following: "statement"

Insert: "for each employee"

2. Page 1, line 17.

Following: "to"

Strike: "each"

Insert: "the"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

1/13/83

HB 19, do not pass.

HB 137, do not pass.

JUDICIARY (D. Brown, Chairman):

1/13/83

HB 97, do not pass.

HB 3 - Representative D. Brown moved that the adverse committee report on **HB 3** be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Curtiss, Ernst, Eudaily, Hannah, Keyser, Schultz, Seifert, Stobie, Underdal.

Total 9

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Waldron.

Total 1

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 1/12/83

SB 13, introduced by Mazurek

The Senate, on 1/13/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to **HB 76**.

The President appointed the following members:

Senator Lee, Chairman

Senator Shaw

Senator Graham

MOTIONS

Representative Keyser moved that Menahan, Norman, Hemstad, Mazurek, and Hager be added as sponsors to **HB 24**. Motion carried.

Representative Hannah moved that Nordtvedt, Harper, Crippen, Keating, Fagg, and Sands be added as sponsors to **HB 69**. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow summaries of titles to be read on third reading this day. Motion carried.

Representative Vincent moved that **HR 1** be placed above **HB 36** on second reading this day. Motion carried.

**FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time, and referred to committees:

- HB 191**, introduced by Ramirez, Bergene, Fabrega, Yardley. Referred to Committee on Judiciary.
- HB 192**, introduced by Schultz, Keyser, Winslow, Ernst, Eudaily, Iverson, Bertelsen, Donaldson, Bliss. Referred to Committee on Education and Cultural Resources.
- HB 193**, introduced by Pistoria, R. Manning, McCormick. Referred to Committee on Local Government.
- HB 194**, introduced by Swift, Mueller, Hannah, Bliss, Darko, Marbut, Zabrocki, Bergene, Bertelsen, Kolstad, Vinger, Keyser, Devlin, Harp, Asay, Lory, Jensen, Hemstad, Goodover, O'Connell, Peck, Bachini, Neuman, Hanson, Bengtson, Roush, Hager, Galt, Ellerd, Elliott, Shaw, Solberg, Wallin, Farris, Eudaily, Thoft, Miller, Regan. Referred to Committee on Judiciary.
- HB 195**, introduced by Swift, Mueller, Hannah, Bliss, Darko, Marbut, Zabrocki, Bergene, Bertelsen, Kolstad, Vinger, Keyser, Devlin, Harp, Asay, Lory, Jensen, Hemstad, Goodover, O'Connell, Peck, Bachini, Neuman, Hanson, Bengtson, Roush, Hager, Galt, Ellerd, Elliott, Shaw, Solberg, Wallin, Farris, Eudaily, Thoft, Miller, Regan. Referred to Committee on Judiciary.
- HB 196**, introduced by Peck, Darko, Harp, J. Brown, (By Request of the Board of Public Education). Referred to Committee on Education and Cultural Resources.
- HB 197**, introduced by Quilici, Daily, Pavlovich, R. Manning, O'Connell, Harrington, Jacobson. Referred to Committee on Local Government.
- HB 198**, introduced by Harp, Waldron, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- HB 199**, introduced by Addy, Donaldson, (By Request of the Department of Military Affairs). Referred to Committee on State Administration.
- HB 201**, introduced by Addy, Winslow, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- HB 202**, introduced by J. Brown. Referred to Committee on Taxation.
- HB 203**, introduced by Veleber, Lory, Fagg, Ramirez, Quilici, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- HB 204**, introduced by Donaldson, Eudaily, Thoft, Schultz, Bertelsen, Bergene, Bengtson, Harp, Ellison, Fabrega, Kitselman, Miller, Ernst, Mueller, Wallin, Hemstad, Keyser, Nordtvedt, Hanson, Marks, Ramirez, Iverson, Roush, Lory. Referred to Committee on Education and Cultural Resources.
- HB 205**, introduced by Fabrega, Harp, Thomas. Referred to Committee on Highways and Transportation.
- HB 206**, introduced by Ramirez, Hannah, Fagg, Saunders, Hager, Crippen, Winslow, Kitselman, Keating. Referred to Committee on Taxation.
- HB 207**, introduced by Waldron, (By Request of the Legislative Audit Committee). Referred to Committee on Natural Resources.
- HB 208**, introduced by Keyser, Schultz, Hand, Quilici. Referred to Committee on Local Government.

- HB 209**, introduced by Keyser, Winslow, Hemstad, Bengtson, Holliday, McCallum, Schultz, Phillips, Devlin. Referred to Committee on Human Services.
- HB 210**, introduced by Pistoria. Referred to Committee on Judiciary.
- HB 211**, introduced by J. Brown, Quilici, (By Request of the Department of Labor and Industry). Referred to Committee on Judiciary.
- HB 212**, introduced by Fabrega, Mazurek, Christiaens, Lane, Mohar, Bergene, Miller, Hemstad, O'Connell, Vincent, Thomas, Farris, Bachini, Ream, J. Hammond. Referred to Committee on Local Government.
- HB 213**, introduced by Dozier. Referred to Committee on Business and Industry.
- HB 214**, introduced by Howe, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.
- HB 215**, introduced by Ramirez, Spaeth, Miller. Referred to Committee on Judiciary.
- HB 216**, introduced by Eudaily, (By Request of the Montana Districting and Apportionment Commission). Referred to Committee on State Administration.
- HB 217**, introduced by Waldron, Berg, Jacobson, Harrington, Conover, Fabrega, Dozier, Bergene, Jacobsen, Hart, Metcalf, Kadas, Nilson, Addy, Farris, Abrams, D. Brown, Pavlovich, Menahan, Yardley, (By Request of the Governor). Referred to Committee on Appropriations.
- HB 218**, introduced by Kitselman. Referred to Committee on State Administration.
- HB 219**, introduced by Hannah, Jensen, (By Request of the Secretary of State). Referred to Committee on Business and Industry.
- HB 220**, introduced by Hannah. Referred to Committee on Judiciary.
- HB 221**, introduced by Hannah. Referred to Committee on Education and Cultural Resources.
- HB 222**, introduced by Peck, (By Request of the Montana Districting and Apportionment Commission). Referred to Committee on State Administration.
- HB 223**, introduced by J. Hammond, Mohar, Ream, Bengtson, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- HB 224**, introduced by Jensen. Referred to Committee on Education and Cultural Resources.
- HB 225**, introduced by Asay, Norman, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 226**, introduced by Asay, Norman, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 227**, introduced by Yardley, Dozier, Williams, Kemmis, (By Request of the Office of the Governor). Referred to Committee on Taxation.
- HB 228**, introduced by Quilici, Kitselman, Pavlovich, Towe, Keenan, Vincent, Haffey, Lynch, Menahan, (By Request of the Joint Subcommittee on Business). Referred to Committee on Natural Resources.

The following Senate bill was introduced, read first time, and referred to committee:

- SB 13**, introduced by Mazurek. Referred to Committee on Local Government.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HR 1 - That HR 1, second reading copy, be amended as follows:

1. Page 2, line 13.

Following: "Joint"

Strike: "Rule"

Insert: "Rules"

Following: "1-2"

Insert: "and 1-3"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Brand, Harrington, Shontz.

Total 3

Representative Vincent moved that the committee rise. Motion carried. Mr. Speaker in the Chair.

At 3:30 p.m., the Sergeant-at-Arms escorted the Honorable Senator John Melcher to the rostrum. Senator Melcher gave the following address:

Joint federal-state efforts for Montanans' needs in 4 areas

Joint efforts from state and federal sources must be pulled together to make common sense to get to policies of economic recovery for Montana and the Nation.

There are 4 areas that I want to mention where I hope you will act prudently so that we help as many people as possible, and in turn, I hope Congress and the Administration will use common sense on the Washington end.

People on reduced incomes are hungry — and there is plenty of food in this country.

Our highways need repair and upgrading, and the \$100 million per year for obligational authority is better than the \$67 million per year that would have been Montana's share prior to the passage of the fuel tax bill. It is past time to make our highways safer. But remember that the fuel tax bill carries with it an unwarranted hardship on truckers — not because of the 5¢ per gallon increase in diesel fuel, but because there are added taxes, the most burdensome being the 8-fold increase in federal highway use tax, which is crippling for truckers whose business is down 50% or more.

The small portion of the total educational costs for school kids that is federal cannot be cut in Title 1, now called Chapter 1, nor can cuts be made in funding of Chapter 2, special education, which should be increased, nor can impact aid be cut. I trust the good judgment of you legislators not to distort the purposes of impact aid in Montana Foundation Program funds. We Westerners in both the Senate and the House have enough difficulty holding onto impact aid funds for those Montana schools where there is a heavy federal responsibility. I joined Senator Baucus in his amendment to restore the correct formula for Montana's share, which should give us up to \$3 million more for Montana's schools from funds already appropriated.

I believe common sense will prevail in Washington, despite the Reagan Administration's apparent desire to further cut educational needs. There appears to be a solid bipartisan coalition in the Senate that will hold the line on any further reduction on federal participation in education. I believe I can say the same for vocational education and student loans.

While the weather is balmy here and in most of Montana today, fuel assistance for the low income will be a terrible problem for many Montana households before March. Don't let anything stand in the way of making certain that the full \$11.7 million of federal funds are distributed to those in need, so they can stay warm. I am well aware of the increasing costs of heating fuels for most Montanans, and the 17,000 of them who participated in last winter's program may swell to as high as 30,000 this winter.

Returning to the hungry or poorly nourished — with the abundance of food available in this country we cannot allow hunger to become a way of life for Americans who are elderly or unemployed, handicapped or impoverished, and particularly the children of such families.

Over 2 years ago we set in motion a broader distribution of surplus commodities with billions of dollars of dairy products in federal warehouses, and with the revelation by Department of Agriculture officials that it was cheaper for them to distribute the cheese, butter and dried powder milk than to pay the storage costs.

I had anticipated that by now there would be a well oiled mechanism of federal-state distribution, not only to senior citizen centers and school lunch programs, but also to the households of the hungry elderly, those hungry families whose breadwinner is unemployed, to the handicapped, to the Salvation Army, to church food banks, to hospitals and to nursing homes that are approved for Medicaid, and to any other nonprofit group that can effectively and honestly distribute nutritional needs to those in need.

We can afford it — the truth is we cannot afford not to effectively and efficiently meet these needs.

I have written to SRS Director John LaFaver to request more of the dairy products, including dry powdered milk which has yet to find its way

through this broadened distribution program into the bodies of the hungry in Montana and which is, as I have said earlier, available not only in quantity but needs to be moved in order to cut federal storage costs. I have asked Mr. LaFaver to broaden the distribution program beyond the senior center nutrition programs and Human Resource Development Councils to other nonprofit organizations, including church food banks, Salvation Army, and county and city agencies.

I believe these are 4 areas of helping ourselves in these tough times to make sure that we do all we can so that individual Montanans and their needs do not fall through the cracks.

Second reading resumed at 3:54 p.m.

Representative Metcalf in the Chair.

That HR 1, second reading copy, be further amended as follows:

1. Page 5, lines 15 and 16.

Following: "~~vote~~"

Strike: "UNANIMOUS CONSENT"

Insert: "a two-thirds vote"

2. Page 5, line 18.

Strike: "unanimous consent"

Insert: "a two-thirds vote"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Asay, Brand, Hannah, Kitselman, Thoft, Vinger.

Total 6

Representative Harrington in the Chair.

That HR 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Brand, Daily, Dozier, Driscoll, Fagg, Harper, Harrington, Hart, Koehnke, Manuel, Menahan, Metcalf, Nilson, Pavlovich, Peck, Quilici.

Total 16

Noes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson,

Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Curtiss.

Total 1

Representative Metcalf in the Chair.

That HR 1, as amended, be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: None.

Total 0

HB 36 - That HB 36 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Asay, Marks.

Total 2

HB 45 - That HB 45 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Driscoll, J. Jensen, Menahan, Sales.

Total 4

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Fabrega.

Total 1

HB 51 - That HB 51 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: None.

Total 0

HB 67 - That HB 67 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Jacobsen.

Total 1

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Saunders, Smith, Thoft.

Total 3

HB 72 - That HB 72 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Bardanouve, Ellerd, Jones.

Total 3

Absent or not voting: Devlin, Iverson, Marks.

Total 3

Representative Daily excused at this time.

HB 81 - That HB 81, second reading copy, be amended as follows:

1. Title, line 6.

Following: "AND"

Insert: "INTEREST CREDIT ON"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift,

Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: R. Jensen.

Total 1

That HB 81, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: R. Jensen.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (90-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 53 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: Howe.

Total 1

HB 61 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: Howe, Marks.

Total 2

HB 71 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: Howe.

Total 1

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

Correctly printed: HB 56, HB 63, HB 64, HB 74.

1/13/83

ANNOUNCEMENTS

The Livestock Organizations of Montana will be host for cocktails and hors d'oeuvres at Jorgenson's this evening from 6:30 to 8:00 p.m. All legislators and spouses are invited to attend.

The Speaker announced that 5:00 p.m. today is the deadline for bill drafting requests. (Joint rule 6-7)

REPORTS OF STANDING COMMITTEES

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 1/13/83

HB 32, do pass. Report adopted.

HB 87, do pass. Report adopted.

House stood at ease at 5:08 p.m. subject to the call of the Chair.

House resumed at 5:18 p.m.

REPORTS OF SELECT COMMITTEES

Joint Conference Committee
on HB 76

Report No. 1, January 13, 1983

Mr. President and Speaker of the House:

We, your joint conference committee on HB 76, met January 13, 1983, and considered:

Senate Committee of the Whole amendments to the third reading copy

We recommend that:

The Senate recede from committee amendments 1 and 2; and

The joint conference committee report on HB 76 be adopted.

For the House:

Representative Vincent, Chairman
Representative Menahan
Representative Marks

For the Senate:

Senator Shaw, Chairman
Senator Lee
Senator Graham

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow the conference committee report on HB 76 to be placed on second reading, and that the rules be further suspended to allow the report, should it pass second reading, to be placed on third reading this same day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 76 - That the conference committee report on Senate amendments to HB 76 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Hannah, Kitselman, Ryan, Sales, Solberg, Stobie, Wallin.

Total 7

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: Nilson, Quilici, Thoft.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (86-5)

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HB 76, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Hannah, Kitselman, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Wallin.

Total 9

Excused: Bardanouve, Daily, Ellerd, Jones.

Total 4

Absent or not voting: Nilson, Quilici, Thoft.

Total 3

Representative Vincent moved that the House adjourn until 3:00 p.m., January 14, 1983.

Motion carried.

House adjourned at 5:25 p.m.

Daniel Kemmis, Speaker

ELEVENTH LEGISLATIVE DAY

Helena, Montana
January 14, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thofo, Waldron, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

The following representatives will travel with the Institutions Subcommittee to Miles City and Glendive on Friday, January 14, on legislative business:

Representative Waldron
Representative Roush
Representative Thofo

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/14/83
Correctly printed: HB 27, HB 32, HB 47, HB 87, HB 119, HB 125, HB 133.
Considered correctly engrossed: HB 36, HB 45, HB 51, HB 67, HB 72.
Correctly engrossed: HB 81.
Correctly enrolled: HB 76.
Examined by the sponsor (Menahan) and found to be correct: HB 76.
Signed by the Speaker at 12:10 p.m., 1/14/83: HB 76.

BILLS (J. Brown, Vice-Chairman): 1/14/83
Delivered to the Governor for his approval at 1:52 p.m., 1/14/83: HB 76.

JUDICIARY (D. Brown, Chairman): 1/14/83
HB 139, do pass. Report adopted.
HB 150, introduced bill, be amended as follows:

1. Title, line 6.
Following: "PENALTY;"
Insert: "AND TO EXEMPT FROM THE PROVISIONS
CRIMINALIZING POSSESSION OF DANGEROUS DRUGS LAW
ENFORCEMENT PERSONNEL ACTING WITHIN THE SCOPE
OF THEIR DUTY;"

2. Page 2, lines 15 through 17.
Following: "and" on line 15
Strike: line 15 through "imprisonment" on line 17
Insert: "shall be punished by a fine of not less than \$100 or more than \$500 and by imprisonment in the county jail for not less than 1 day or more than 6 months. The minimum fine and jail sentence must be imposed as conditions of a suspended or deferred sentence"

3. Page 3.
Following: line 10
Insert: "(5) A person of the age of 21 years or under convicted of a first violation under this section shall be presumed to be entitled to a deferred imposition of sentence.

(6) Law enforcement personnel acting within the scope of their duties are exempt from this section."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman): 1/13/83
HB 107, do pass. Report adopted.
HB 112, do pass. Report adopted. 1/14/83
HB 140, do pass. Report adopted. 1/13/83
HB 138, introduced bill, be amended as follows: 1/14/83

- 1. Title, line 7.
Following: "LABELS"
Insert: "IF THE REGISTRAR CHARGES FOR THESE ITEMS"
- 2. Page 1.
Following: line 17
Strike: "shall"
Insert: "may"
- 3. Page 1, line 19.
Following: "~~register~~"
Strike: "sufficient to recover"
Insert: "not to exceed"

And, as amended, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/14/83

Respectfully recommend that the attaches approved by the Committee on Legislative Administration be approved by this body:

Ellen ShannonProofreader

Recommend that at the close of business January 13, 1983, the following employment be terminated:

Gregory RoebenPage

Recommend that at the close of business January 14, 1983, the following employment also be terminated:

Schellie HansenPage
Rita RankinPage
Stacy A. FlahertyProofreader

Adverse Committee Reports

FISH AND GAME (Nilson, Chairman): 1/13/83
HB 34, introduced bill, be amended as follows:

- 1. Title, line 5.
Following: "HUNTING"
Strike: "ANY KIND OF WILDLIFE"
Insert: "OR TAKING WILD ANIMALS OR BIRDS"
- 2. Page 1, line 13.
Following: "hunting"
Strike: "big game animals or other wildlife"
Insert: "or taking any wild animal or bird, the hunting or taking of which is otherwise regulated by this title,"
- 3. Page 1, line 14.
Following: "property"
Insert: "that has been conspicuously posted as private property"

And, as amended, do not pass.

HB 19 - Representative Yardley moved that the adverse committee report on HB 19 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Brand, Harper, Kennerly, Koehnke, McBride, Metcalf, Nilson, Pistoria, Stobie, Vincent.

Total 10

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Connelly, Winslow.

Total 2

HB 137 - Representative Yardley moved that the adverse committee report on HB 137 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Farris, Hand, Keyser, Pavlovich, Pistoria.

Total 5

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Connelly.

Total 1

HB 97 - Representative D. Brown moved that the adverse committee report on HB 97 be adopted. Representative Vincent made a substitute motion that consideration on HB 97 be passed until the 12th legislative day. Motion carried.

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

JUDICIARY (D. Brown, Chairman):

1/14/83

SB 14, be concurred in. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

January 14, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:
House bill 76.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 1/14/83

SB 116, introduced by Shaw, Lee, Gage, et al.

MOTIONS

Representative D. Brown moved that **HB 183** be taken from the Committee on Judiciary and referred to the Committee on Human Services. Motion carried.

Representative R. Jensen moved that consideration on **HB 82** be passed for the day. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow the summaries of titles to be read on third reading this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 229, introduced by Ramirez, Goodover, Mazurek, (By Request of the Secretary of State). Referred to Committee on Business and Industry.

HB 230, introduced by Waldron. Referred to Committee on Local Government.

HB 231, introduced by Brand, Hemstad, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.

HB 232, introduced by Connelly, Manuel, J. Brown, Pistoria. Referred to Committee on Human Services.

HB 233, introduced by Kitselman, Sales, Bliss, (By Request of the Secretary of State). Referred to Committee on State Administration.

HB 234, introduced by Yardley. Referred to Committee on Judiciary.

HB 235, introduced by Nilson, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

HB 236, introduced by Dozier, (By Request of the Public Service Commission). Referred to Committee on Business and Industry.

HB 237, introduced by Devlin, Ochsner, Hanson, Switzer, Compton, Ryan, Hand. Referred to Committee on Local Government.

- HB 238**, introduced by Vincent, Fabrega, Metcalf, Brand, Harper. Referred to Committee on Judiciary.
- HB 239**, introduced by Hemstad, (By Request of the State Auditor). Referred to Committee on Local Government.
- HB 240**, introduced by Hansen. Referred to Committee on Local Government.
- HB 241**, introduced by Spaeth. Referred to Committee on Taxation.
- HB 242**, introduced by Brand, J. Jensen, Driscoll, Donaldson, Darko. Referred to Committee on Taxation.
- HB 243**, introduced by Asay, Iverson, Jacobsen, Graham, Winslow, Ramirez, (By Request of the Office of the Governor). Referred to Committee on Appropriations.
- HB 244**, introduced by Fabrega, Christiaens. Referred to Committee on Business and Industry.
- HB 245**, introduced by Addy, J. Jensen, Bergene. Referred to Committee on Judiciary.
- HB 246**, introduced by Mueller, Thoft, Nilson, Etchart, Boylan, Haffey, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.
- HB 247**, introduced by Ryan, D. Manning, Ernst. Referred to Committee on Appropriations.
- HB 248**, introduced by Fabrega, Towe, Hager, (By Request of the Revenue Oversight Committee). Referred to Committee on Local Government.
- HB 249**, introduced by Sales. Referred to Committee on Business and Industry.
- HB 250**, introduced by Vincent, Fabrega, Harper, Metcalf, Zabrocki, Addy, Darko, Saunders, Hemstad, Winslow, Vinger, Hand, Sands, O'Connell, Spaeth, Kitselman, Holliday, Ernst, Schultz, Nordtvedt, Fagg, Peck, Schye, Swift, Yardley, Hager, Gage, Underdal, Kadas, Hansen, Farris, Veleber, Bertelsen, J. Brown, Keyser, Dozier, Bachini, Pistoria. Referred to Committee on Judiciary.
- HB 251**, introduced by Sales. Referred to Committee on Judiciary.
- HB 252**, introduced by Keyser, Schultz, Stobie, Holliday, Zabrocki. Referred to Committee on Human Services.
- HJR 3**, introduced by Brand. Referred to Committee on State Administration.
- HR 2**, introduced by Brand. Referred to Committee on State Administration.

The following Senate bill was introduced, read first time, and referred to committee:

- SB 116**, introduced by Shaw, Lee, Gage, H. Hammond, Keating, Nordtvedt, Stobie, Kitselman, Switzer, Severson, Etchart, E. Smith, Ochsner, Goodover, Hannah, Seifert, Ernst, R. Jensen, Ellerd, Wallin, Kolstad. Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keyser in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

- HB 56** - That HB 56 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Bachini, Brand, Connelly, Farris, R. Jensen, Koehnke, Mueller, Neuman, Nordtvedt, Peck, Sands, Schultz, Veleber, Vincent, Winslow.

Total 15

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Hansen, Holliday.

Total 2

HB 63 - That HB 63 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Dozier, Driscoll, Nordtvedt, Peck.

Total 5

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Fagg, Ryan.

Total 2

HB 64 - That HB 64 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Dozier, Driscoll, Nordtvedt.

Total 3

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Fagg, Harp, Shontz.

Total 3

HB 74 - That HB 74 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Driscoll, Fagg, Winslow.

Total 3

HB 83 - That HB 83 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Devlin, Jacobsen, Sales, Solberg, Vinger.

Total 5

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Harrington.

Total 1

HB 91 - That HB 91 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson,

Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.
Total 8

Absent or not voting: Bertelsen, Ream.

Total 2

HB 92 - That HB 92 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 82

Noes: Addy, Farris, Harper, J. Jensen, Lybeck, Metcalf, Schye, Spaeth, Veleber, Vincent.

Total 10

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.
Total 8

Absent or not voting: None.

Total 0

HB 116 - That HB 116 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: Hansen, Pavlovich.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keyser moved the adoption of the committee report. Report adopted. (87-4)

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HB 46 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Farris, J. Jensen, Lybeck.

Total 3

Excused: Bardanouve, Bengtson, Ellerd, Hart, Manuel, Roush, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

NATURAL RESOURCES (Harper, Chairman):

1/14/83

HB 96, do pass. Report adopted.

MOTIONS

Representative Stobie moved that Keyser, J. Brown, Addy, J. Jensen, Iverson, Bergene, D. Brown, Darko, Kennerly, Marks, Farris, Spaeth, Pavlovich, and Daily be added as sponsors to HB 130. Motion carried.

ANNOUNCEMENTS

The Speaker announced that the deadline for introducing general bills and resolutions is Tuesday, January 18, at 5:00 p.m.

Representative Vincent moved that the House adjourn until 9:00 a.m., January 15, 1983.

Motion carried.

House adjourned at 4:17 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWELFTH LEGISLATIVE DAY

Helena, Montana
January 15, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Bardanouve, Bertelsen, Ellerd, Howe, Ramirez, Ream, Winslow, excused; Iverson, absent. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/14/83
Correctly printed: HB 107, HB 112, HB 139.

BILLS (J. Brown, Vice-Chairman): 1/15/83
Correctly printed: HB 96, HB 140.
Considered correctly engrossed: HB 56, HB 63, HB 64, HB 74, HB 83, HB 91, HB 92, HB 116.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/15/83

Recommend that at the end of business January 15, 1983, the following employment be terminated:

Tammara Dozier.....	Page
Tony Mullen	Page
Toby M. Hansen.....	Page
John A. Spencer	Page

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 1/14/83

HB 124, do pass. Report adopted.

HB 30, introduced bill, be amended as follows:

1. Title.

Following: line 6

Insert: "TO REPEAL THE REQUIREMENT THAT EVERY PROFESSOR, INSTRUCTOR, OR TEACHER EMPLOYED BY ANY UNIT OF THE UNIVERSITY SYSTEM SHALL SUBSCRIBE TO AN OATH BEFORE ENTERING EMPLOYMENT;"

2. Title, line 7.

Following: "MCA"

Insert: "; AND REPEALING SECTION 20-25-106, MCA"

3. Page 4.

Following: line 4

Insert: "Section 3. Repealer. Section 20-25-106, MCA, is repealed."

And, as amended, do pass. Report adopted.

Adverse Committee Report

HB 97 - Representative D. Brown moved that the adverse committee report on HB 97 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Brand, Daily, Dozier, Driscoll, Jacobsen, Manuel, Nilson, Pavlovich, Peck, Pistoria, Quilici, Underdal.

Total 12

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Ramirez, Ream, Winslow.

Total 7

Absent or not voting: Asay, Harp, Iverson, Shontz, Smith.

Total 5

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/14/83

SB 44, introduced by Himsl, Aklestad, Elliott, B. Brown

SB 53, introduced by Galt

SJR 1, introduced by Hazelbaker

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow summaries of titles to be read on third reading this day. Motion carried.

Representative Vincent moved that consideration on HB 125 be passed for the day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 253, introduced by Vinger, Holliday, Keyser, Pavlovich, Marks, Graham, Goodover. Referred to Committee on Business and Industry.

HB 254, introduced by Ernst, Stimatz. Referred to Committee on Local Government.

HB 255, introduced by Wallin, Ellison, Nordtvedt, Mueller, Swift, Ernst, Bertelsen, Sales, Switzer, Devlin, Keyser, Schultz, R. Jensen, Fagg, Iverson, Ellerd, Boylan, Marks. Referred to Committee on State Administration.

HB 256, introduced by Wallin, Ellerd, Nordtvedt, Sales, Fagg, Sands, Boylan, Schultz, Marks, Iverson. Referred to Committee on Labor and Employment Relations.

HB 257, introduced by Ramirez, Fagg, Spaeth, (By Request of the Secretary of State). Referred to Committee on Judiciary.

HB 258, introduced by Devlin, Graham, Lee, Holliday, Ryan, Keyser, Schultz, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

HB 259, introduced by Ramirez, Vincent, (By Request of the Legislative Council). Referred to Committee on State Administration.

HB 260, introduced by D. Brown, Fabrega, Switzer, Iverson, McBride, Quilici, Keenan, Pavlovich, Harrington, Menahan, Halligan, Jacobson, Eck, Haffey, Daily, Stimatz, Lynch, (By Request of the Hard-Rock Mining Subcommittee). Referred to Committee on Natural Resources.

- HB 261**, introduced by D. Brown. Referred to Committee on Taxation.
- HB 262**, introduced by Schye, Menahan, J. Jensen, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- HB 263**, introduced by Ream, Brand, Van Valkenburg, Marbut, J. Hammond, Kadas, Veleber, J. Jensen, Marks, Norman. Referred to Committee on Natural Resources.
- HB 264**, introduced by McBride, Mohar, Marbut, B. Brown, J. Jensen, Metcalf, Asay, Fabrega, Veleber, D. Brown, Pavlovich, H. Hammond, Hand, Bertelsen, Schye, Ream, J. Brown, Kadas, Bergene, Harper, Addy, Neuman, Nisbet, Brand, Darko, Vincent, Fagg, Abrams, Saunders, Keenan, Dozier, Spaeth, Iverson, Mazurek, Kemmis, Driscoll, Berg, Dover, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Taxation.
- HB 265**, introduced by McBride, Blaylock, (By Request of the Legislative Audit Committee). Referred to Committee on Judiciary.
- HB 266**, introduced by Connelly, Lybeck, J. Brown, Hand, Norman, B. Brown, Quilici, (By Request of the Department of Institutions). Referred to Committee on Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 44**, introduced by Himsl, Aklestad, Elliott, B. Brown. Referred to Committee on Local Government.
- SB 53**, introduced by Galt, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.
- SJR 1**, introduced by Hazelbaker. Referred to Committee on Rules.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 27 - That HB 27 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Stobie.

Total 1

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Ramirez, Ream, Winslow.

Total 7

Absent or not voting: Iverson, Sands.

Total 2

HB 32 - Representative Holliday moved that consideration on HB 32 be passed for the day. Motion carried.

HB 47 - Representative Schultz moved that consideration on HB 47 be passed for the day. Motion carried.

HB 82 - That HB 82 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thofo, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Zabrocki.

Total 79

Noes: Addy, Daily, Hannah, Harrington, J. Jensen, Keyser, Nordtvedt, O'Connell, Quilici, Sands, Shontz, Yardley.

Total 12

Paired: Howe, Aye; Harrington, No.

Excused: Bardanouve, Bertelsen, Ellerd, Ramirez, Ream, Winslow.

Total 6

Absent or not voting: Brand, Iverson, Wallin.

Total 3

HB 87 - That HB 87 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Bliss, Neuman, Schye, Thofo.

Total 4

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Ramirez, Ream, Winslow.

Total 7

Absent or not voting: Bengtson, Brand, Fagg, Iverson.

Total 4

HB 119 - Representative Mueller moved that consideration on HB 119 be passed for the day. Motion carried.

Representative Iverson excused at this time.

HB 133 - That HB 133 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson,

Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.
Total 86

Noes: Asay, Jacobsen, Switzer, Underdal, Zabrocki.
Total 5

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.
Total 8

Absent or not voting: Brand.
Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pavlovich moved the adoption of the committee report. Report adopted. (88-4)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 36 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: None.
Total 0

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.
Total 8

Absent or not voting: None.
Total 0

HB 45 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart,

Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Sales.

Total 1

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.

Total 8

Absent or not voting: Connelly.

Total 1

HB 51 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.

Total 8-

Absent or not voting: Pavlovich.

Total 1

HB 67 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Jacobsen, Vinger.

Total 2

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.

Total 8

Absent or not voting: Pistoria.

Total 1

HB 72 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.

Total 8

Absent or not voting: None.

Total 0

HB 81 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Bardanouve, Bertelsen, Ellerd, Howe, Iverson, Ramirez, Ream, Winslow.

Total 8

Absent or not voting: Bliss, Marks.

Total 2

**FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time, and referred to committee:

HB 272, introduced by Nilson, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

SPECIAL ORDERS OF THE DAY

Consent Calendar

Questions were asked on SB 14.

MOTIONS

Representative Marks moved that the journal reflect Representatives Roush, Thoft, and Waldron as excused on the 11th legislative day because they were on official business. Motion carried.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

1/15/83

Correctly printed: HB 124, HB 138, HB 150.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 17, 1983.

Motion carried.

House adjourned at 11:20 a.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTEENTH LEGISLATIVE DAY

Helena, Montana
January 17, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Sales, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the ninth, tenth, eleventh, and twelfth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/17/83

Correctly printed: HB 30.

Considered correctly engrossed: HB 27, HB 82, HB 87, HB 133.

Correctly enrolled: HR 1.

Examined by the sponsor (Vincent) and found to be correct: HR 1.

Signed by the Speaker at 10:17 a.m., 1/17/83: HR 1.

JUDICIARY (D. Brown, Chairman): 1/17/83

HB 143, introduced bill, be amended as follows:

1. Title, lines 7 and 8.

Following: "ACADEMY IF"

Strike: "THEIR EMPLOYMENT RELATES TO"

Insert: "THEY ARE EMPLOYED WITHIN"

2. Title, line 8.

Following: "SYSTEM"

Insert: "AND GIVING PRIORITY IN THE ACADEMY SELECTION PROCESS TO LAW ENFORCEMENT OFFICERS"

3. Page 2, line 4.

Following: "persons"

Strike: "who are to attend the academy each year"

Insert: ", giving priority to law enforcement officers, who are to attend any academy program"

4. Page 2, lines 14 through 16.

Following: "training"

Strike: ", which certificates shall be signed by the president of the selected university unit"

5. Page 3, lines 8 and 9.

Following: "subdivisions"

Strike: "whose employment is related to"

Insert: "who are employed within"

And, as amended, do pass. Report adopted.

HB 148, introduced bill, be amended as follows:

1. Title, line 4.

Following: "EXCLUDE"

Insert: "LIFE"

2. Page 1, line 18.

Following: "from"

Insert: "life"

3. Page 1, line 21.

Following: "from"

Insert: "life"

4. Page 1, line 24.

Following: "from"

Insert: "life"

And, as amended, do pass. Report adopted.

Consent Calendar

Bills unanimously passed and unanimously placed on consent calendar:

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 1/17/83

HB 11, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/17/83

SB 15, be concurred in. Report adopted.

Adverse Committee Reports

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/17/83

HB 69, introduced bill, be amended as follows:

1. Title, line 5.

Following: "LEVELS"

Insert: "; PROVIDING A PROCEDURE FOR EMERGENCY PRICE CONTROLS"

2. Page 19, line 12.

Following: line 11

Insert: "Section 7. Emergency price controls — procedure. (1) If the board receives a petition signed by 51% of the licensees and a petition signed by at least 250 consumers, alleging that the milk prices set for producers or market conditions are such that an emergency situation has been created in that the public is not insured of a regular, continuous, and adequate supply of milk, it shall take the actions prescribed in (2).

(2) Upon receipt of the petitions the board shall hold a hearing on the matter. If the board determines that the alleged emergency exists, it may adopt emergency price controls upon all licensees as it determines necessary, including prices for wholesale and retail levels.

(3) Prices set pursuant to (2) shall be published in the Administrative Rules of Montana. The prices set pursuant to (2) shall terminate 1 year after the date of issuance unless terminated earlier by order of the board."

Renumber: subsequent sections

3. Page 19, line 21.

Following: line 20

Insert: "Section 10. Codification instruction. [Section 7] is intended to be codified as an integral part of Title 81, chapter 23, and the provisions of Title 81, chapter 23, apply to [section 7]."

And, as amended, do not pass.

HB 80, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: "may"

Insert: "while in transit"

And, as amended, do not pass.

HB 34 - Representative Nilson moved that the adverse committee report on HB 34 be adopted. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 89

Noes: Abrams, Asay, Bliss, D. Brown, Ellerd, Hannah, Manuel, Thoft, Vinger.

Total 9

Excused: Sales.

Total 1

Absent or not voting: Yardley.

Total 1

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 1/15/83

SB 4, introduced by Mazurek

Conference committee report adopted: 1/15/83

Joint conference committee report on HB 76

MOTIONS

Representative Ernst moved that Spaeth, Saunders, Thoft, and Harp be added as sponsors to HB 254. Motion carried.

Representative Schultz moved that HB 47 be placed below HB 119 on second reading this day. Motion carried.

Representative Donaldson moved that HB 112 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Jacobsen moved that Abrams, Roush, Shontz, Vinger, Solberg, Asay, Switzer, Underdal, Zabrocki, Hart, Iverson, Holliday, Ryan, and Compton be added as sponsors to HB 26. Motion carried.

Representative Waldron moved that he be listed as the prime sponsor on HB 17. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow summaries of titles to be read on third reading until such time as the rules are adopted. Motion carried.

Representative Vincent moved that the rules be suspended to allow the introduction of joint resolutions specified in joint rule 6-1(2)(a) without the approval of the Rules Committee until such time as the joint rules are finally adopted. Motion carried.

Representative Marks moved that consideration on HB 107 be passed for the day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 267, introduced by Kitselman. Referred to Committee on Business and Industry.

HB 268, introduced by McBride, Jacobson, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

HB 269, introduced by J. Brown, Van Valkenburg. Referred to Committee on Human Services.

HB 270, introduced by Driscoll, Mohar, Dozier, Spaeth, J. Jensen, Menahan, Hemstad, Keenan, Daily, Quilici, McCormick, Darko, Harrington, McBride, D. Brown, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 271, introduced by Thoft, Boylan. Referred to Committee on Labor and Employment Relations.

HB 273, introduced by Peck. Referred to Committee on Education and Cultural Resources.

HB 274, introduced by Peck, Eudaily. Referred to Committee on Education and Cultural Resources.

HB 275, introduced by Keyser, Schultz, Devlin, Switzer, Hand. Referred to Committee on State Administration.

HB 276, introduced by Hansen. Referred to Committee on State Administration.

HB 277, introduced by C. Smith, Jones, Ellison, Stobie, Lory, Ryan, R. Jensen, Devlin, Eudaily, Marks, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 278, introduced by Kemmis, Keyser, Vincent, Seifert, Connelly, Kadas, Curtiss, Metcalf, Veleber, Kennerly, Manuel, Menahan, Hemstad, O'Connell, Bachini, Farris, Peck, Fabrega, Bengtson, J. Hammond, J. Brown, Fagg, Roush, Dozier, Hand, Pistoria, Waldron, Hansen, Driscoll, Nordtvedt, Mueller, Bliss, Compton, Switzer, Marks, Hart. Referred to Committee on Judiciary.

HB 279, introduced by J. Hammond, Waldron, Lane, (By Request of the Department of Institutions). Referred to Committee on Human Services.

HB 280, introduced by Hand. Referred to Committee on Judiciary.

HB 281, introduced by Dozier. Referred to Committee on Labor and Employment Relations.

HR 3, introduced by Vincent, R. Jensen, Hanson, Metcalf, Miller, Bergene, Williams, Quilici, Harper, Kemmis, Fabrega. Referred to Committee on Rules.

The following Senate bill was introduced, read first time, and referred to committee:

SB 4, introduced by Mazurek, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 32 - That HB 32, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "escaping"

Insert: "if such contents create a hazardous situation for other motorists"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Ramirez, Smith, Swift.

Total 3

Excused: Sales.

Total 1

Absent or not voting: Daily, Fagg, Harrington, Manuel, Nordtvedt, Vinger.

Total 6

That HB 32, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 76

Noes: Bengtson, D. Brown, Donaldson, Ellerd, Ellison, Ernst, Harper, Hart, R. Jensen, Jones, Koehnke, Marks, Manuel, Neuman, Seifert, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Vinger.

Total 22

Excused: Sales.

Total 1

Absent or not voting: Fagg.

Total 1

Representative Waldron excused at this time.

HB 96 - That HB 96 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Bengtson, Curtiss, Devlin, Ellerd, Hannah, Harp, Holliday, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Marks, Phillips, Ramirez, Roush, Ryan, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin.

Total 28

Excused: Sales, Waldron.

Total 2

Absent or not voting: Brand, Donaldson.

Total 2

HB 119 - That HB 119, second reading copy, be amended as follows:

1. Page 2, line 3.

Following: "(6)"

Insert: "for the purposes of determining a minimum amount for support,"

2. Page 2, line 15.

Following: "40-4-208"

Insert: "for purposes of determining a minimum amount for support"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Sales, Waldron.

Total 2

Absent or not voting: J. Jensen, McCormick, Manuel, Ryan, Solberg, Stobie.
Total 6

That HB 119, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: None.
Total 0

Excused: Sales, Waldron.
Total 2

Absent or not voting: None.
Total 0

HB 47 - That HB 47, second reading copy, be amended as follows:

1. Title, line 8.

Strike: "LACKS THE FORCE AND EFFECT OF LAW"

Insert: "IS ADVISORY ONLY"

2. Page 1, line 13.

Following: "rule adopted"

Strike: "or to be adopted"

Insert: "prior to the effective date of this act"

3. Page 1, line 18.

Following: "LAW."

Insert: "Where applicable, such a statement shall be added to the historical notations of any rule adopted prior to the effective date of this act when the rule in question is next scheduled for reprinting."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Bengtson, Farris, Hannah, Spaeth, Stobie.

Total 5

Excused: Sales, Waldron.

Total 2

Absent or not voting: Fabrega, Harp, Wallin.

Total 3

That HB 47, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Winslow, Zabrocki.

Total 81

Noes: Bachini, Bengtson, Farris, Hammond, Hansen, Harper, J. Jensen, McBride, Metcalf, Peck, Ream, Spaeth, Vinger, Williams, Yardley.

Total 15

Excused: Sales, Waldron.

Total 2

Absent or not voting: Bertelsen, Wallin.

Total 2

HB 124 - That HB 124 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Bliss, Ryan, Stobie.

Total 3

Excused: Sales, Waldron.

Total 2

Absent or not voting: Thoft, Wallin.

Total 2

HB 125 - That HB 125 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson,

Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Sales, Waldron.

Total 2

Absent or not voting: None.

Total 0

HB 138 - That HB 138 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Asay, Connelly, Vinger.

Total 3

Excused: Sales, Waldron.

Total 2

Absent or not voting: J. Jensen, Koehnke, Lybeck.

Total 3

Representative Waldron present at this time.

HB 139 - That HB 139 do pass. Motion failed as follows:

Ayes: Abrams, Bachini, Brand, D. Brown, Compton, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Harp, Howe, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Menahan, Peck, Quilici, Ramirez, Saunders, Schultz, Schye, Spaeth, Vinger, Wallin, Winslow, Yardley.

Total 40

Noes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Devlin, Donaldson, Ellerd, Fabrega, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jones, Kadas, Kemmis, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 55

Excused: Sales.

Total 1

Absent or not voting: Bardanouve, Hannah, Iverson, Smith.

Total 4

That HB 139 do not pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Fabrega, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, Jones, Kadas, Kemmis, Koehnke, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 61

Noes: Abrams, Bachini, Brand, D. Brown, Curtiss, Daily, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Menahan, Miller, Peck, Quilici, Ramirez, Schultz, Spaeth, Vinger, Wallin, Winslow, Yardley.

Total 33

Excused: Sales.

Total 1

Absent or not voting: Ellison, Hannah, Hanson, Iverson, Smith.

Total 5

HB 140 - That HB 140 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Sales.

Total 1

Absent or not voting: R. Jensen.

Total 1

HB 150 - That HB 150 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke,

Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Farris, J. Jensen, McBride, Schye, Veleber, Vincent.

Total 6

Excused: Sales.

Total 1

Absent or not voting: Fagg, Harrington.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved the adoption of the committee report. Representative Eudaily made a substitute motion that HB 139 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (96-3)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 56 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Saunders, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bachini, Bardanouve, Brand, Connelly, Farris, J. Jensen, Kadas, Lybeck, Neuman, Nordtvedt, Peck, Ream, Sands, Schultz, Schye, Spaeth, Waldron, Winslow.

Total 18

Excused: Sales.

Total 1

Absent or not voting: Hannah.

Total 1

HB 63 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanouve, Brand, Dozier, Driscoll, Nordtvedt.

Total 5

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 64 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Dozier, Driscoll, Keyser, Nordtvedt.

Total 5

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 74 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, Dozier, Driscoll.

Total 3

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 83 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bachini, Devlin, Jacobsen, Peck, Solberg, Vinger.

Total 6

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 91 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Sales.

Total 1

Absent or not voting: None.

Total 0

HB 92 passed as follows:

Ayes: Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria,

Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 78

Noes: Addy, Bardanouve, Darko, Farris, Hammond, Harper, Hart, J. Jensen, Kadas, Lybeck, McBride, Metcalf, Neuman, Saunders, Schye, Spaeth, Veleber, Waldron, Williams, Yardley.

Total 20

Excused: Sales.

Total 1

Absent or not voting: Abrams.

Total 1

HB 116 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Hemstad.

Total 1

Excused: Sales.

Total 1

Absent or not voting: Ramirez.

Total 1

CONSENT CALENDAR

SB 14 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Sales.

Total 1

Absent or not voting: Peck, Vinger.

Total 2

REPORTS OF STANDING COMMITTEES

Adverse Committee Report

HUMAN SERVICES (Hart, Chairman):

1/17/83

HB 88, do not pass.

MOTIONS

Representative Eudaily moved that HB 139 be taken from second reading and returned to the Committee on Judiciary. Motion carried.

Representative Curtiss moved that her vote on HB 119 be recorded as yes. Motion carried.

ANNOUNCEMENTS

The Speaker announced that 5:00 p.m., Tuesday, January 18, is the deadline for introducing general bills and resolutions.

The Speaker announced that the House will convene at 3:00 p.m., Monday through Friday, and at 9:00 a.m. on Saturday.

The Speaker announced that the Reapportionment Hearing will take place at 8:00 a.m., Wednesday, January 19, in the Senate Judiciary Chambers.

The Montana Tavern Association invited all legislators to cocktails and hors d'oeuvres this evening, January 17, at 6:00 p.m. at Jorgenson's.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 18, 1983.

Motion carried.

House adjourned at 5:37 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FOURTEENTH LEGISLATIVE DAY

Helena, Montana
January 18, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/18/83

Correctly printed: HB 143, HB 148.

Considered correctly engrossed: HB 96, HB 111, HB 124, HB 125, HB 138, HB 140, HB 150.

Correctly engrossed: HB 32, HB 47, HB 119.

JUDICIARY (D. Brown, Chairman): 1/18/83

HB 245, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THAT"

Strike: "SUCH CONTRACTS MAY NOT COVER LICENSED PROFESSIONS AND OCCUPATIONS"

Insert: "WHEN SUCH CONTRACTS CONCERN PARTNERSHIPS THEY MAY ONLY BE MADE UPON DISSOLUTION OF PARTNERSHIP"

2. Page 1, line 13.

Following: "a"

Strike: "profession, trade, or"

3. Page 1, line 15.

Following: "similar"

Strike: "profession, trade, or"

4. Page 1, lines 16 through 18.

Following: "part"

Strike: "any state or territory of the United States or the District of Columbia or any part or parts"

Insert: "the state of Montana or any part"

5. Page 1, lines 19 and 20.

Following: "like"

Strike: "profession, trade, or"

6. Page 1, lines 20 through 23.

Following: "therein."

Strike: "However, such an agreement may not be made when the seller is selling the goodwill of a profession or occupation for which a license is required under Title 37."

7. Page 2, line 1.

Following: "upon"

Strike: "or in anticipation of a"

8. Page 2, line 2.

Following: "that"

Strike: "none"

Insert: "one or more"

9. Page 2, line 2.

Following: "them"

Strike: "will"

Insert: "may not"

10. Page 2, line 3.

Following: "similar"

Strike: "profession, trade, or"

11. Page 2, line 5.

Following: "~~thereof~~"

Strike: "any state or territory of the United States or the District of Columbia or any part or parts thereof. However, such an agreement may not be made as to a profession or occupation for which a license is required under Title 37"

Insert: "the state of Montana or any part thereof"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/18/83

HB 142, do pass. Report adopted.

HB 157, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "once"

Insert: "by each party"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

1/18/83

HB 164, do pass. Report adopted.

HB 171, do pass. Report adopted.

HB 208, do pass. Report adopted.

HB 121, introduced bill, be amended as follows:

1. Title, line 6.

Following: "GOVERNMENT,"

Insert: "AN ELECTION CONDUCTED IN"

Following: "NOVEMBER"

Strike: "8, 1983,"

Insert: "3 YEARS EARLIER"

2. Title, line 7.

Following: "PRIOR TO"

Strike: "NOVEMBER 4, 1986"

Insert: "A GENERAL ELECTION DATE; AMENDING SECTION 7-3-155, MCA"

3. Page 1, line 10.

Strike: everything following the enacting clause

Insert: "Section 1. Section 7-3-155, MCA, is amended to read:

"7-3-155. Three-year moratorium. (1) Unless the constitution requires otherwise, the electors of any unit of local government which has voted upon the question of changing the form of local government, charter, or consolidation plan or upon the question of amending the alternative form, charter, or consolidation plan may not vote on the question of changing or amending the form of local government for 3 years.

(2) For the purposes of this section general election dates are considered to be 1 year apart and may be used in computing the 3-year moratorium. No election on the question of changing an alternative

form of a unit of local government may be challenged as failing to conform with the moratorium provisions of this section because 3 full calendar years may not have elapsed.””

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/18/83

HB 141, introduced bill, be amended as follows:

1. Page 1, line 10.

Following: “with”

Strike: “10”

Insert: “15”

2. Page 1, line 19.

Following: “fund the”

Strike: “amount”

Insert: “actuarial cost of granting the service”

3. Page 1, line 19.

Following: “board”

Strike: “to be”

4. Page 1.

Following: line 19

Strike: “due”

5. Page 1, line 21.

Following: “his”

Strike: “11th”

Insert: “16th”

6. Page 2, line 1.

Following: “of”

Strike: “10”

Insert: “15”

7. Page 2, lines 2 through 11.

Strike: subsection (2) in its entirety

And, as amended, do pass. Report adopted.

HB 154, introduced bill, be amended as follows:

1. Title, line 8.

Following: “,”

Insert: “TO PERMIT A DECISION BY THE DEPARTMENT OF STATE LANDS ASCERTAINING THE VALUE OF IMPROVEMENTS TO BE APPEALED TO THE DISTRICT COURT,”

2. Page 2, line 9.

Following: “and”

Insert: “, except as provided in subsection (4),”

3. Page 2, line 12.

Following: “demand.”

Insert: “(4) If either party is dissatisfied with valuation fixed by the department, he may within 30 days after receipt of the department’s decision petition the district court in the county in which the majority of the state land is located or the district court of Lewis and Clark County for judicial review of the decision.”

And, as amended, do pass. Report adopted.

HB 155, introduced bill, be amended as follows:

1. Page 2, line 21.

Following: "and"

Insert: ", except as provided in subsection (e),"

2. Page 2, line 25.

Following: "demand."

Insert: "(e) If either party is dissatisfied with the valuation fixed by the department, he may within 30 days after receipt of the department's decision petition the district court in the county in which the majority of the state land is located or the district court in Lewis and Clark County for judicial review of the decision."

And, as amended, do pass. Report adopted.

HB 167, do pass. Report adopted.

HB 173, do pass. Report adopted.

Adverse Committee Reports

STATE ADMINISTRATION (Brand, Chairman):

1/18/83

HB 57, do not pass.

HB 117, do not pass.

1/17/83

HB 134, do not pass.

1/18/83

HB 170, do not pass.

HB 69 - Representative Metcalf moved that the adverse committee report on HB 69 be adopted. Representative Hannah made a substitute motion that HB 69 be referred back to the Committee on Business and Industry. Motion failed. (35-65) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 74

Noes: Bergene, Daily, Eudaily, Fagg, Hannah, Harper, Harrington, Hemstad, Keenan, Kitselman, Lory, McBride, Nordtvedt, O'Connell, Quilici, Ramirez, Ryan, Sands, Shontz, Smith, Stobie, Swift, Underdal, Waldron, Winslow, Yardley.

Total 26

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 80 - Representative Metcalf moved that the adverse committee report on HB 80 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp,

Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Neuman, Nordtvedt, Sales.

Total 3

Excused: None.

Total 0

Absent or not voting: Hannah.

Total 1

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/17/83

SB 68, introduced by Gage, Towe

MOTIONS

Representative Williams moved that HB 134, adverse committee report this day, be referred to the Committee on Business and Industry. Motion carried. (53-44)

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 282, introduced by Kadas, Marbut, J. Hammond, Ream. Referred to Committee on Local Government.

HB 283, introduced by Winslow, Thomas, Shontz, Menahan, Regan, Fagg, Curtiss, Kitselman, Schultz, Switzer, Ernst, Hanson, Nordtvedt, Bertelsen, Phillips, Hannah, Driscoll, Bliss, Daily, Keyser, Marks, Lory, Eudaily, Schye, Saunders, Vinger, Ramirez, Fabrega. Referred to Committee on State Administration.

HB 284, introduced by Winslow, Bergene, Lory, Kitselman, Dozier, Vincent, Marks, J. Brown, Saunders, J. Jensen, Eck. Referred to Committee on Human Services.

HB 285, introduced by Quilici, Lory, (By Request of the Department of Justice). Referred to Committee on Appropriations.

HB 286, introduced by Quilici, Lory. Referred to Committee on Taxation.

HB 287, introduced by Harper, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.

HB 288, introduced by Kadas, Van Valkenburg, Hansen. Referred to Committee on State Administration.

HB 289, introduced by Pistoria, R. Manning. Referred to Committee on Local Government.

HB 290, introduced by Seifert, Devlin, Stobie, Schultz, Marks, Williams, Shontz, Harp, Iverson, Keating, Smith, Goodover, D. Brown. Referred to Committee on Business and Industry.

HB 291, introduced by Swift, Thoft, Phillips, Seifert, Mueller, Marks, Hanson, Ellison. Referred to Committee on Fish and Game.

- HB 292**, introduced by Shontz, Switzer, Hart, Abrams, Ryan, Tveit, R. Manning, Ochsner. Referred to Committee on Judiciary.
- HB 293**, introduced by Dozier. Referred to Committee on Local Government.
- HB 294**, introduced by Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- HB 295**, introduced by Hemstad, (By Request of the Secretary of State). Referred to Committee on State Administration.
- HB 296**, introduced by Harper, Stobie. Referred to Committee on State Administration.
- HB 297**, introduced by Harrington, Lynch, Stimatz, Jacobson, Quilici, Daily, Keenan, Menahan, Brand, McBride, D. Brown. Referred to Committee on Taxation.
- HB 298**, introduced by Bertelsen, Fuller, (By Request of the Department of Administration). Referred to Committee on Local Government.
- HB 299**, introduced by J. Brown, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.
- HB 301**, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 302**, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 303**, introduced by Mueller, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 304**, introduced by Mueller, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 305**, introduced by Harp, C. Smith, Jones, Darko, Curtiss, Connelly, B. Brown, McCallum, Severson, Lybeck, Mueller, (By Request of the Department of State Lands). Referred to Committee on Natural Resources.
- HB 306**, introduced by Ernst. Referred to Committee on Local Government.
- HB 307**, introduced by Brand, Ellerd, (By Request of the Department of Institutions). Referred to Committee on Judiciary.
- HB 308**, introduced by Bardanouve, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- HB 309**, introduced by Bardanouve, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- HB 310**, introduced by Marks, Fuller, Bengtson, McCallum, Vincent, Donaldson, Haffey, Winslow. Referred to Committee on Education and Cultural Resources.
- HB 311**, introduced by Peck, J. Hammond, Eudaily, Lory, (By Request of the Teachers' Retirement Board). Referred to Committee on State Administration.
- HB 312**, introduced by Hart, Miller, Metcalf, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- HB 313**, introduced by Addy, Kennerly, Bardanouve, (By Request of the Office of the Governor). Referred to Committee on Human Services.
- HB 314**, introduced by Bardanouve, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

- HB 315**, introduced by Wallin, Lory, Peck, Eudaily. Referred to Committee on Education and Cultural Resources.
- HB 316**, introduced by Asay, Thoft, Harp, Schultz, Seifert, Switzer, Curtiss, Marks, D. Brown, Manuel, Abrams, Spaeth, Jacobsen, Bengtson, Underdal, Graham, Koehnke, Roush, Donaldson, Lybeck, Devlin, Jones, Hemstad, Zabrocki, Ochsner, Keyser, Wallin, Lane, Conover, Tveit. Referred to Committee on Taxation.
- HB 317**, introduced by Devlin, Donaldson. Referred to Committee on Appropriations.
- HB 318**, introduced by Manuel. Referred to Committee on Local Government.
- HB 319**, introduced by Manuel. Referred to Committee on Local Government.
- HB 320**, introduced by J. Hammond, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- HB 321**, introduced by Seifert, Metcalf, Norman, Turnage, Menahan, Jacobson, Harrington, Hemstad, Shontz. Referred to Committee on Human Services.
- HB 322**, introduced by Metcalf, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.
- HB 323**, introduced by Veleber, J. Jensen. Referred to Committee on Judiciary.
- HB 324**, introduced by Veleber, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 325**, introduced by Kitselman, Towe, Kemmis, Fabrega. Referred to House Select Committee on Economic Development.
- HB 326**, introduced by Bergene, Bertelsen, (By Request of the Department of Institutions). Referred to Committee on Appropriations.
- HB 327**, introduced by Bergene. Referred to Committee on Judiciary.
- HB 328**, introduced by Farris, Vincent, Hand, Ream, Bachini, O'Connell. Referred to Committee on Human Services.
- HB 329**, introduced by Shontz. Referred to Committee on State Administration.
- HB 330**, introduced by Bardanoue, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- HB 331**, introduced by Pistoria. Referred to Committee on Judiciary.
- HB 332**, introduced by Roush, Harper, Jacobsen, Gage, (By Request of the Department of Institutions). Referred to Committee on Judiciary.
- HB 333**, introduced by Roush, Solberg, Switzer, Winslow, Keating, Gage, Kolstad, Tveit, E. Smith, Goodover. Referred to Committee on Taxation.
- HB 334**, introduced by Roush, Kolstad, Manuel, D. Brown, Holliday, Schye, Zabrocki, Kennerly, Jacobsen, Bachini, Koehnke, Stobie, Ryan, Saunders, J. Jensen, Underdal, Solberg, Neuman, Bliss, Schultz, Asay, Iverson, Lybeck, Menahan, Hemstad, Peck, Marks, Switzer, Howe, Ernst, Gage, Spaeth, Tveit, Hanson, R. Jensen, Donaldson, Winslow. Referred to Committee on Appropriations.
- HB 335**, introduced by Nilson, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.
- HB 336**, introduced by Fabrega. Referred to Committee on Local Government.

HB 337, introduced by Metcalf, Hazelbaker, O'Connell, Hemstad, Farris, Fabrega, (By Request of the Board of Pharmacists). Referred to Committee on Human Services.

HB 338, introduced by Fabrega, Metcalf, O'Connell, Harrington. Referred to Committee on Business and Industry.

HB 339, introduced by Fabrega, Pavlovich, O'Connell, Wallin, Lory. Referred to Committee on Business and Industry.

HB 340, introduced by Shontz. Referred to Committee on Taxation.

HB 341, introduced by Shontz. Referred to Committee on Taxation.

HB 342, introduced by Ellison, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.

HB 343, introduced by Spaeth. Referred to Committee on Local Government.

HB 344, introduced by Spaeth, Conover. Referred to Committee on Local Government.

HB 345, introduced by Spaeth, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.

HB 346, introduced by Keenan, Metcalf, Dozier, (By Request of the Office of Budget and Program Planning). Referred to Committee on State Administration.

HJR 4, introduced by Nordtvedt. Referred to House Select Committee on Economic Development.

HJR 5, introduced by Fabrega, Bertelsen, Metcalf, Vincent, Fagg, McBride, Blaylock, Regan. Referred to Committee on Legislative Administration.

HJR 6, introduced by Kitselman, Quilici, (By Request of the Joint Subcommittee on Business). Referred to House Select Committee on Economic Development.

HJR 7, introduced by Wallin, Ellerd, Sales, Schultz, Fagg, Boylan, Nordtvedt, Marks. Referred to Committee on Labor and Employment Relations.

The following Senate bills were introduced, read first time, and referred to committees:

SB 68, introduced by Gage, Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SJR 3, introduced by Himsl, Elliott, Stephens, B. Brown, Turnage, Galt, Hazelbaker, Curtiss, Harp. Referred to Committee on Human Services.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative D. Brown in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 30 - That HB 30 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush,

Ryan, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 82

Noes: Bliss, Curtiss, Daily, Hannah, Keyser, Kitselman, Nilson, Peck, Phillips, Sales, Schultz, Seifert, Stobie, Swift, Wallin, Winslow.

Total 16

Excused: None.

Total 0

Absent or not voting: Lybeck, Nordtvedt.

Total 2

HB 107 - That HB 107 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hannah, Stobie.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman D. Brown moved the adoption of the committee report. Report adopted. (90-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 27 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Asay, Hannah, J. Jensen, Stobie, Switzer.

Total 5

HB 82 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Harrington, Keyser, Nordtvedt, Ramirez, Sands.

Total 5

Excused: None.

Total 0

Absent or not voting: Asay, Hannah, Stobie, Switzer.

Total 4

HB 87 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bliss, Brand, Neuman, Thoft.

Total 4

Excused: None.

Total 0

Absent or not voting: Asay, Hannah, Switzer.

Total 3

HB 133 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 95

Noes: Jacobsen, Underdal, Zabrocki.

Total 3

Excused: None.

Total 0

Absent or not voting: Asay, Hannah.

Total 2

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

1/18/83

Correctly printed: HB 142, HB 164, HB 167, HB 171, HB 173, HB 208.

Adverse Committee Report

HB 117 - Representatives Hemstad, Driscoll, Sales, Bliss, Swift, Phillips, Seifert, Mueller, Smith, Jones, Solberg, Ryan, Stobie, Compton, Iverson, Marks, Ramirez, Fabrega, Bertelsen, and Keyser objected to the adverse committee report on HB 117, and requested that the bill be placed on second reading.

1/18/83

SPECIAL ORDERS OF THE DAY

Consent Calendar

Questions were asked on HB 111 and SB 15.

ANNOUNCEMENTS

The Chief Clerk announced that all interested parties are invited to a special briefing on BLM land use planning policies for Montana and the Dakotas.

Legislative Wives will be conducting their weekly blood pressure clinic on Wednesday, January 19, from 9:00 a.m. to 12:00 p.m.

All legislators are invited to an Urban Caucus, to be held January 18, at 7:30 p.m. in the Governor's reception room.

The Speaker announced that 5:00 p.m., January 18, is the deadline for introducing general bills and resolutions.

The Speaker also advised the members that Friday, January 21, at 5:00 p.m. is the deadline for bill-drafting requests for revenue bills.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 19, 1983.

Motion carried.

House adjourned at 4:07 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTEENTH LEGISLATIVE DAY

Helena, Montana
January 19, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirteenth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 1/18/83
Correctly printed: HB 117, HB 121, HB 141, HB 154, HB 155, HB 157, HB 245.
Considered correctly engrossed: HB 30, HB 107. 1/19/83
Signed by the Speaker at 1:47 p.m., 1/19/83: SB 14.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/19/83
HB 134, introduced bill, be amended as follows:

1. Title, line 5.
Following: "AN ACT"
Strike: "ELIMINATING THE 10-DAY"
Insert: "PROVIDING A 3-DAY"
2. Title.
Following: line 9
Strike: "REDUCING THE CATERING APPLICATION FEE;"
3. Page 6, line 2.
Following: "\$40"
Strike: "\$10"
Insert: "\$40"
4. Page 6, line 3.
Following: "~~at least 10 days~~"
Insert: "at least 3 days"
5. Page 7, lines 19 and 20.
Following: "~~advance~~"
Strike: "filed with the department prior to the event"
6. Page 7, line 20.
Following: "event"
Insert: "presented 3 days in advance"

And, as amended, do pass. Report adopted.

HB 190, introduced bill, be amended as follows:

1. Page 2, lines 8 through 10.
Strike: subsection (3) in its entirety

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/19/83
HB 235, do pass. Report adopted.

HB 251, do pass. Report adopted.

HB 215, introduced bill, be amended as follows:

1. Page 2, lines 10 through 16.

Following: "the"

Strike: remainder of subsection (2) through "tax" on line 16

Insert: "adjusted basis for federal income tax purposes"

2. Page 13, line 25.

Following: "20%"

Strike: "but not"

Insert: "or"

3. Page 14, lines 1 and 2.

Following: "receipts"

Strike: remainder of line 1 through "depletion" on line 2

Insert: ", to be determined in the discretion of the trustee"

4. Page 14, line 4.

Following: "the"

Strike: "gross"

Insert: "net"

5. Page 14, lines 4 and 5.

Following: "receipts,"

Strike: remainder of line 4 through "indirect," on line 5

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

1/19/83

HB 98, introduced bill, be amended as follows:

1. Page 4, line 12.

Following: "view"

Insert: "on the date it is initially established or proposed to the department for licensure. The prohibition concerning approval of a new motor vehicle wrecking facility or graveyard site does not apply to a facility site that was licensed as such at any time within the 18 months immediately preceding the date an application is made for licensure of such site"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HB 88 - Representative Hart moved that the adverse committee report on HB 88 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Hand, Hart, Keyser, Nilson, Peck, Pistoria, Sales, Shontz, Solberg, Underdal, Vincent.

Total 11

Excused: None.

Total 0

Absent or not voting: Waldron.

Total 1

HB 57 - Representative Brand moved that the adverse committee report on HB 57 be adopted. Motion carried as follows:

Ayes: Addy, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Keyser, Koehnke, Lory, Lybeck, Marks, Metcalf, Mueller, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 56

Noes: Abrams, Asay, Bachini, Bengtson, D. Brown, Curtiss, Daily, Dozier, Driscoll, Ellison, Harrington, Hemstad, Jones, Kadas, Keenan, Kennerly, Kitselman, McBride, McCormick, Manuel, Menahan, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Zabrocki.

Total 40

Excused: None.

Total 0

Absent or not voting: Hart, R. Jensen, Ream, Waldron.

Total 4

HB 170 - Representative D. Brown moved that the adverse committee report on HB 170 be adopted. Representative Pistoria made a substitute motion that HB 170 be referred to the Committee on Judiciary. Motion carried.

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 1/18/83

SB 73, introduced by B. Brown

MOTIONS

Representative Winslow moved that Williams and Addy be added as sponsors to HB 284. Motion carried.

Representative Winslow moved that Vincent and Addy be added as sponsors to HB 283. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow HB 142, HB 164, HB 167, HB 171, HB 173, and HB 208 to be placed on second reading this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 200, introduced by Ream, D. Brown, Addy, Norman, Brand, J. Jensen, McBride, Jacobson, Keenan, Kadas, Eudaily, Waldron, Hansen, Darko, Lory, Metcalf, Donaldson, Menahan, J. Hammond,

- Harrington, Halligan, Mohar, Daily, Kemmis, Hager, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- HB 300**, introduced by Farris, Bachini, O'Connell, Bengtson, Connelly, Dozier, J. Brown, Darko, Hansen, Nisbet, Hemstad, McCormick, Keenan, J. Jensen, Howe, McBride, Metcalf, Peck, Ream, J. Hammond, Hart, Hand, Pistoria, R. Manning. Referred to Committee on Labor and Employment Relations.
- HB 347**, introduced by Donaldson. Referred to Committee on Judiciary.
- HB 348**, introduced by Howe, Vincent. Referred to Committee on Local Government.
- HB 349**, introduced by Spaeth, Conover, Asay, Neuman, Abrams, Saunders, Thoft, Curtiss, Holliday, Schye, Bliss, Lybeck. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 350**, introduced by J. Hammond, Fuller, (By Request of the Board of Pardons). Referred to Committee on Judiciary.
- HB 351**, introduced by Devlin, Switzer, Asay, Severson. Referred to Committee on Business and Industry.
- HB 352**, introduced by Ream, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- HB 353**, introduced by Shontz, Abrams, Etchart, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- HB 354**, introduced by Sands, Kolstad, Fagg, Fabrega, Bengtson, Nordtvedt, Hannah, Addy, Vinger, Wallin, Asay, Bertelsen, R. Jensen, Harp, Stobie, Switzer, Devlin, Underdal. Referred to Committee on Taxation.
- HB 355**, introduced by Sands, Ramirez, Addy, Spaeth, Yardley, (By Request of the Montana Supreme Court and the Montana Supreme Court Commission on the Rules of Evidence). Referred to Committee on Judiciary.
- HB 356**, introduced by Vincent, Kemmis, Fabrega, Winslow, Schultz, Eck, Addy. Referred to Committee on State Administration.
- HB 357**, introduced by Donaldson, Mazurek, Metcalf, Ernst. Referred to Committee on Judiciary.
- HB 358**, introduced by J. Brown, Yardley, J. Jensen, Veleber, Addy. Referred to Committee on Judiciary.
- HB 359**, introduced by J. Brown, Peck, Bachini, J. Hammond, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 360**, introduced by Hart, Brand, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- HB 361**, introduced by Phillips, Boylan, Norman, Halligan, Donaldson. Referred to Committee on Human Services.
- HB 362**, introduced by Sands, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.
- HB 363**, introduced by Roush, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- HB 364**, introduced by Roush, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- HB 365**, introduced by Iverson. Referred to Committee on Taxation.
- HB 366**, introduced by Iverson, Neuman, Lee, Manuel, Ellison. Referred to Committee on Fish and Game.
- HB 367**, introduced by Bergene, Van Valkenburg, Fabrega, Kadas, Holliday, Marks. Referred to Committee on Local Government.

- HB 368**, introduced by Sands, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.
- HB 369**, introduced by Sands, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.
- HB 370**, introduced by Sands, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.
- HB 371**, introduced by Kemmis, Towe, Fabrega, Crippen. Referred to House Select Committee on Economic Development.
- HB 372**, introduced by Quilici, Pavlovich, Daily, Manuel. Referred to Committee on Education and Cultural Resources.
- HB 373**, introduced by Marks, Swift, Holliday, Saunders, Dover, (By Request of the Board of Water Well Contractors). Referred to Committee on Natural Resources.
- HB 374**, introduced by McBride. Referred to Committee on Local Government.
- HB 375**, introduced by McBride, Fabrega, Harper, Stobie, Schye. Referred to Committee on State Administration.
- HB 376**, introduced by McBride, Waldron. Referred to Committee on Judiciary.
- HB 377**, introduced by Fabrega, Crippen, Kemmis, Bertelsen, J. Jensen, Regan, Bergene, Miller, Hemstad, O'Connell, Farris, Peck, Eck, Vincent, Fagg, Berg, Halligan, Mazurek, Harrington, Bachini, Blaylock, McBride, Kadas, Metcalf, Marbut, Ream, Towe, Harper, Mueller, J. Brown, Lory, Nilson, Turnage. Referred to Committee on Fish and Game.
- HB 378**, introduced by Brand, Menahan, Daily, Pavlovich. Referred to Committee on Labor and Employment Relations.
- HB 379**, introduced by Brand, Daily, Menahan, Pavlovich, J. Jensen, Darko, Bergene, Miller, O'Connell. Referred to Committee on Judiciary.
- HB 380**, introduced by Switzer, Iverson, Devlin, Lee. Referred to Committee on Taxation.
- HB 381**, introduced by Hannah, Fagg, Curtiss, Manuel, B. Brown. Referred to Committee on Judiciary.
- HB 382**, introduced by Hannah, Fagg, Curtiss, B. Brown. Referred to Committee on Judiciary.
- HB 383**, introduced by D. Brown, Pavlovich, Driscoll, Dozier, Roush, Zabrocki, Harrington, Quilici, Daily, McCormick, Keenan, Brand, Menahan, Nilson. Referred to Committee on Local Government.
- HB 384**, introduced by J. Hammond, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 385**, introduced by Schultz, Ernst, Ryan, Switzer, Devlin, Dover, H. Hammond. Referred to Committee on Appropriations.
- HB 386**, introduced by Vincent, Winslow, Eck. Referred to Committee on State Administration.
- HB 387**, introduced by Vincent, Eck. Referred to Committee on State Administration.
- HB 388**, introduced by Harrington, Pavlovich, Menahan, Quilici, Haffey, Lynch, Stimatz, Jacobson, D. Brown, Keenan, Daily, Daniels. Referred to Committee on Local Government.
- HB 389**, introduced by Menahan, Pavlovich, Daily, Quilici, J. Jensen, Brand. Referred to Committee on Judiciary.
- HB 390**, introduced by Addy, Driscoll, Winslow, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- HB 391**, introduced by Stobie, Manuel, Quilici, Fabrega, Boylan, McCallum, H. Hammond, Ellison, C. Smith, Jones, Stimatz, Sales,

Underdal, Donaldson, E. Smith, Gage, Harper, Curtiss, Roush, Daily, Pavlovich, Severson, J. Hammond, Spaeth, Jacobsen, Holliday, McBride, Asay, Hemstad, Schultz, Metcalf, Ryan, Keyser, Harp, Brand, Swift, Vinger, R. Jensen, Solberg, Nordtvedt, Yardley, Vincent, Ramirez, Marks, Menahan, Marbut. Referred to Committee on Natural Resources.

HB 392, introduced by D. Brown, Nordtvedt, Lory, Vincent, Peck, Winslow, Hand. Referred to Committee on Appropriations.

HB 393, introduced by J. Jensen, Towe, Driscoll, Dozier, Eck, Blaylock, Menahan, Bengtson. Referred to Committee on State Administration.

HB 394, introduced by J. Jensen. Referred to Committee on Local Government.

HB 395, introduced by J. Jensen, J. Hammond, Ream, Darko. Referred to Committee on Education and Cultural Resources.

HB 396, introduced by J. Jensen, J. Hammond, Williams, Ream, Darko, Blaylock, Nisbet. Referred to Committee on Education and Cultural Resources.

HB 397, introduced by J. Jensen, McBride, Driscoll, Dozier, J. Brown, Darko. Referred to Committee on Highways and Transportation.

HB 398, introduced by J. Jensen, Hannah, J. Brown, Hemstad, Mohar, Eck, D. Brown, Brand, Menahan, Stimatz, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.

HB 399, introduced by Vinger, Dover, Underdal. Referred to Committee on Local Government.

HB 401, introduced by R. Jensen, Stobie, Keyser, Seifert, Winslow, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.

HB 402, introduced by Eudaily, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.

HB 403, introduced by Hand. Referred to Committee on Judiciary.

HB 404, introduced by Hand, Vinger, Jacobsen, Swift, Seifert, Solberg, R. Jensen. Referred to Committee on Human Services.

HB 405, introduced by Holliday, Galt, Stephens, Dover, Darko, Bergene, Roush, Manuel, J. Hammond, Van Valkenburg, Fuller, Norman, Jacobsen, Berg, Halligan, Peck, Kadas, Underdal, Ryan, Devlin, Keenan, Conover, H. Hammond, Thomas, Marbut, Iverson, Switzer, Pavlovich, Abrams, Eudaily, Lory, Bachini, Kemmis. Referred to Committee on Appropriations.

HB 406, introduced by Smith, Jones, Stobie, Elliott, Underdal, Driscoll, Roush, Dozier, Harp, Williams, Seifert, Tveit, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 407, introduced by J. Brown, Eck, Hansen, Regan, Zabrocki, J. Jensen, Williams, Connelly, McBride, Veleber, Jacobson, Saunders, Kennerly, Metcalf, Hart, Daily, Harper, Darko, Holliday, Addy, Pavlovich, Kadas, Vincent, McCormick, Harp, Farris, Mohar, Howe, Harrington, Keenan, Nordtvedt, Driscoll, Pistoria, Spaeth, Schye, Bachini, Nilson, Nisbet, Lybeck, Ream. Referred to Committee on Appropriations.

HB 408, introduced by Driscoll, Brand, Bachini, Zabrocki, Lynch, Hart, Menahan, Pavlovich, Harrington, Daily. Referred to Committee on Business and Industry.

HB 409, introduced by Veleber, Ream. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 410, introduced by Addy, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

HB 411, introduced by Addy, Hemstad, Williams, Bardanouve. Referred to Committee on State Administration.

HB 412, introduced by Bardanouve, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.

HJR 8, introduced by Vincent, Fabrega, Bertelsen, Bergene, J. Jensen, Norman, J. Brown, Eck, Berg, Van Valkenburg, Haffey, Kadas, Halligan, Ream, J. Hammond, Metcalf, Hansen, Waldron, Harrington, Bardanouve, Veleber, Farris, Kemmis, Addy, Harper. Referred to Committee on Human Services.

HJR 9, introduced by Hand, Hazelbaker, Keyser, Lynch, Harrington, Jacobson, McBride, D. Brown, Menahan, Daily, Quilici, Pavlovich, Stimatz. Referred to Committee on Appropriations.

The following Senate bill was introduced, read first time, and referred to committee:

SB 73, introduced by B. Brown, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Harper in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Metcalf in the Chair.

HB 142 - That HB 142 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Daily, Sales.

Total 2

Excused: None.

Total 0

Absent or not voting: Fagg, Kadas, Marks, Phillips, Vincent.

Total 5

Representative Harper in the Chair.

HB 143 - That HB 143 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Koehnke, Peck.

Total 3

Excused: None.

Total 0

Absent or not voting: Fagg, Kadas, Marks, Ryan, Stobie, Underdal.

Total 6

HB 148 - That HB 148 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Fagg, Ramirez, Spaeth.

Total 3

HB 164 - That HB 164 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Peck, Yardley.

Total 2

HB 167 - That HB 167 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Fagg.

Total 1

HB 171 - That HB 171 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Bliss, Devlin, Donaldson, Ernst, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kemmis, Keyser, Miller, Neuman, Nordtvedt, Ryan, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Underdal, Veleber.

Total 25

Excused: None.

Total 0

Absent or not voting: Daily, Winslow.

Total 2

HB 173 - That HB 173 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Hansen, Peck.

Total 2

Excused: None.

Total 0

Absent or not voting: Daily, Fagg.

Total 2

HB 208 - That HB 208 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Harper moved the adoption of the committee report. Report adopted. (100-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 32 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson,

Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bengtson, D. Brown, Donaldson, Ellerd, Ernst, Hannah, Harper, Hart, Jones, Koehnke, Marks, Manuel, Neuman, Ramirez, Sales, Schultz, Seifert, Smith, Stobie, Swift, Thoft, Underdal, Vinger.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 47 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 82

Noes: Bachini, Bardanouve, Brand, J. Brown, Darko, Farris, Hammond, Harper, Kadas, McBride, Metcalf, Neuman, Peck, Ream, Spaeth, Waldron, Williams, Yardley.

Total 18

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 96 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Curtiss, Devlin, Ellerd, Ellison, Hannah, Holliday, Jacobsen, Jones, Keyser, Kitselman, Marks, Roush, Ryan, Smith, Solberg, Stobie, Underdal, Vinger, Wallin.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 119 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 124 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bliss, Nordtvedt, Sales, Stobie, Thoft.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 125 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 138 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Connelly, Peck.

Total 2

Excused: None.

Total 0

Absent or not voting: Bardanouve, Kitselman.

Total 2

HB 140 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 150 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Ellerd, Farris, J. Jensen, McBride, Pavlovich, Quilici, Stobie, Thoft, Veleber, Vinger.

Total 10

Excused: None.

Total 0

Absent or not voting: Fagg.

Total 1

CONSENT CALENDAR

SB 15 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellerd.

Total 1

HB 111 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Mueller moved that his vote on HB 208, second reading this day, be recorded as yes. Motion carried.

Representative Asay moved that his vote on HB 111, third reading consent calendar this day, be recorded as yes. Motion carried.

Representative Holliday moved that her vote on HB 32, third reading this day, be recorded as yes. Motion carried.

ANNOUNCEMENTS

Mountain Bell invited all legislators to cocktails and dinner this evening, January 19, at the Colonial Inn ballroom. Cocktails are at 6:30 p.m. with dinner following.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 20, 1983.

Motion carried.

House adjourned at 4:32 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTEENTH LEGISLATIVE DAY

Helena, Montana
January 20, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Menahan, Sands, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fourteenth legislative day, find the same to be correct.

J. Brown, Vice-Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced the appointment of the following members to the Legislative Audit Committee:

Representative Bergene
Representative Harp

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 1/20/83
Correctly printed: HB 98, HB 134, HB 190, HB 215, HB 235, HB 251.
Considered correctly engrossed: HB 142, HB 143, HB 148, HB 164,
HB 167, HB 171, HB 173, HB 208.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/20/83
HB 106, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 1/19/83
HB 39, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "ACT TO"

Strike: remainder of line 4 through "MELODY"" on line 5

Insert: "MAKE "MONTANA MELODY" THE OFFICIAL STATE
BALLAD"

2. Page 1, line 11.

Following: "is"

Strike: "more"

3. Page 1, line 13.

Following: "government and"

Strike: "more"

4. Page 1, line 18.

Following: "much"

Strike: "more"

Following: "and"

Strike: "after much more"

5. Page 1, lines 19 and 20.

Following: "people"

Strike: line 19 through ""Montana"" on line 20

6. Page 2, line 1.

Following: "Melody""

Strike: "supersede "Montana" as"

Insert: "become"

7. Page 2.

Strike: line 2 through "state song"

Insert: "ballad"

8. Page 2, line 5.

Following: "State"

Strike: "song"

Insert: "ballad"

9. Page 2, line 7.

Following: "official state"

Strike: "song"

Insert: "ballad"

And, as amended, do pass. Report adopted.

HB 105, introduced bill, be amended as follows:

1. Title, line 6.

Following: "CENTERS"

Insert: "AND ADULT BASIC EDUCATION PROGRAMS"

2. Title, line 8.

Following: ","

Strike: line 8 through "," on line 10

3. Title, line 11.

Following: "PROVIDING"

Strike: line 11 through "DATES" on line 12

Insert: "AN EFFECTIVE DATE"

4. Page 1, line 16.

Following: "center"

Insert: "and adult basic education programs"

5. Page 1, line 18.

Following: "center"

Insert: "and adult basic education"

6. Page 2, line 8.

Following: "centers"

Insert: "and adult basic education programs"

7. Page 2, line 9.

Following: "."

Insert: "Within the account under [section 1], the revenue is shared equally between the postsecondary vocational-technical centers and the adult basic education programs."

8. Page 2, line 21 through line 19, page 3.

Strike: sections 3 and 4 in their entirety

Insert: "Section 3. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

1/19/83

HB 128, do pass. Report adopted.

HB 153, introduced bill, be amended as follows:

1. Page 2.

Following: line 9

Strike: "\$5,000"

Insert: "\$10,000"

2. Page 2, line 17.

Following: "a"

Strike: "one-to-one"

Insert: "one-to-two (organization to department)"

And, as amended, do pass. Report adopted.

HB 28, introduced bill, be amended as follows:

1. Title, line 5.

Following: "INFORMATIONAL"

Strike: "HEARING"

Insert: "MEETING"

2. Page 2, line 2.

Following: "(3)"

Strike: "Prior"

Insert: "(a) Except as provided in subsection (b), prior"

3. Page 2, line 4.

Following: "a"

Strike: "hearing"

Insert: "meeting"

4. Page 2, line 6.

Following: "of the"

Strike: "hearing"

Insert: "meeting"

5. Page 2, line 9.

Following: "facility."

Insert: "The expenses for the meeting, including the notice, shall be borne by the operator of the home."

6. Page 2, lines 9 and 10.

Following: "held"

Strike: "within the neighborhood of the facility at a time convenient to the property owners"

Insert: "during the evening in a public building"

7. Page 2, line 10.

Following: "owners."

Insert: "(b) Adult foster family care homes licensed pursuant to Title 53, chapter 5, part 3, and youth foster care homes licensed pursuant to Title 43, chapter 3, part 5 are exempt from the hearing requirement provided in subsection (a)."

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/20/83

HB 201, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/20/83

HB 199, do pass. Report adopted.

HB 216, do pass. Report adopted.

SB 46, be concurred in. Report adopted.

HB 169, introduced bill, be amended as follows:

1. Page 3, line 24.

Following: "employer"

Insert: "up to a maximum of \$150 a month"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

1/20/83

HB 178, do not pass.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/20/83

HB 163, do not pass.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/19/83

SB 7, introduced by Aklestad

SB 35, introduced by Conover

SB 36, introduced by Himsl

SB 66, introduced by Keating

SB 75, introduced by Turnage, Towe

SJR 6, introduced by Mazurek

House bill concurred in and returned to the House:

1/19/83

HB 2, introduced by Ramirez, Mazurek

MOTIONS

Representative Marks moved that the House reconsider its action adopting the adverse committee report on HB 57, fifteenth legislative day. Motion carried as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 56

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Koehnke, Lybeck, McBride, Manuel, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 43

Paired: Sands, Aye; Metcalf, No.

Excused: Menahan.

Total 1

Absent or not voting: None.

Total 0

Representative Shontz moved that Addy, Daily, Driscoll, J. Hammond, Harrington, Koehnke, Keenan, Schye, Ream, Peck, Spaeth, Bachini, and Halligan be added as sponsors to HB 424. Motion carried.

Representative Shontz moved that J. Jensen be added as a sponsor to HB 329. Motion carried.

Representative Brand moved that Vincent be added as a sponsor to HB 242. Motion carried.

Representative Marks moved that HB 57 be printed and placed on second reading this day. Motion carried as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 54

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Koehnke, Lybeck, McBride, Manuel, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Yardley, Mr. Speaker.

Total 44

Paired: Sands, Aye; Waldron, No.

Excused: Menahan.

Total 1

Absent or not voting: Williams.

Total 1

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 413, introduced by Bardanouve, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.

HB 414, introduced by Addy, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HB 415, introduced by Daily. Referred to Committee on Judiciary.

HB 416, introduced by J. Brown. Referred to Committee on Human Services.

HB 417, introduced by Metcalf, Hazelbaker, (By Request of the Board of Pharmacists). Referred to Committee on Judiciary.

HB 418, introduced by Yardley, McBride, (By Request of the Governor). Referred to Committee on Local Government.

HB 419, introduced by Donaldson, Regan, McCallum, Marks, Winslow. Referred to Committee on Education and Cultural Resources.

HB 420, introduced by Dozier, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Business and Industry.

HB 421, introduced by Thoft. Referred to Committee on Local Government.

HB 422, introduced by Peck, Bachini, Farris, O'Connell, Bengtson, J. Hammond. Referred to Committee on Education and Cultural Resources.

HB 423, introduced by Schultz, Ernst, Keyser, Winslow, Bliss, Fabrega, Ellison, Bergene, Marks, Ramirez, Iverson, Devlin, Harp, Compton, Switzer, Asay, Bertelsen, Seifert, Mueller, Sands, Kitselman, Hanson, Jensen, Curtiss, Thoft, Lory, Fagg, Miller, Wallin, Ryan, Solberg. Referred to Committee on Taxation.

HB 424, introduced by Shontz, Kemmis, Yardley, J. Jensen, Bardanoue, Menahan, Berg, Hemstad, Bertelsen, McBride, Vincent, Fabrega, R. Manning, Thomas, Lane, Christiaens, Halligan, Norman, Mohar, (By Request of the Governor). Referred to Committee on Human Services.

HB 425, introduced by J. Jensen, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.

HB 426, introduced by Bertelsen. Referred to Committee on Local Government.

HB 427, introduced by Holliday, (By Request of the Office of Budget and Program Planning). Referred to Committee on State Administration.

HB 428, introduced by Ellison, Eudaily, Bertelsen, Schultz. Referred to Committee on Education and Cultural Resources.

The following Senate bills were introduced, read first time, and referred to committees:

SB 7, introduced by Aklestad, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

SB 35, introduced by Conover. Referred to Committee on Education and Cultural Resources.

SB 36, introduced by Himsl. Referred to Committee on Taxation.

SB 66, introduced by Keating, (By Request of the Secretary of State). Referred to Committee on State Administration.

SB 75, introduced by Turnage, Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

SJR 6, introduced by Mazurek, Fuller, Regan, Blaylock, Daniels, Hazelbaker, Turnage. Referred to Committee on Labor and Employment Relations.

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/20/83

HB 18, introduced bill, be amended as follows:

1. Title, line 10.

Following: "DISASTERS;"

Strike: "AND"

2. Title, line 11.

Following: "REMEDIES"

Insert: "; EXEMPTING A DEALER FROM LIABILITY; AND PROVIDING AN APPLICABILITY DATE"

3. Page 1, line 17.

Following: "vehicle"

Insert: "that has not been brought into nonconformity as the result of abuse, neglect, or unauthorized modifications or alterations by the purchaser"

4. Page 2, line 5.

Following: "notifies"

Insert: "in writing"

Following: "agent"

Strike: "or authorized dealer"

5. Page 2, line 18.

Following: "and"

Insert: "market"

Following: "value"

Insert: "or safety"

6. Page 2, line 21.

Following: "value"

Insert: ", unless, for reasons of lack of availability, such replacement is impossible, with a vehicle of comparable market value"

7. Page 2.

Following: line 25

Strike: "collateral charges"

Insert: "sales tax, license fee, registration fees, and any similar governmental charges"

8. Page 3, line 5.

Following: "consumer"

Insert: "and any previous consumers"

Following: "first"

Insert: "written"

9. Page 3, line 6.

Following: "manufacturer"

Strike: ", agent or dealer"

Insert: "or its agent"

10. Page 3, line 17.

Following: "because of"

Strike: "the"

11. Page 3, line 18.

Following: "more"

Insert: "business"

12. Page 3, line 25.

Following: "disaster."

Insert: "The presumption provided herein may not apply against a manufacturer who has not received prior written notification from or on behalf of the consumer and has not had an opportunity to cure the alleged defect."

13. Page 4, line 7.

Following: "in"

Insert: "substantial"

14. Page 4.

Following: line 10

Insert: "Section 8. Dealer exemption. Nothing in [this act] imposes any liability on a dealer or creates a cause of action by a consumer against a dealer under section 3.

Section 9. Applicability. [This act] applies only to covered motor vehicles purchased after October 1, 1983."

And, as amended, do pass. Report adopted.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Fabrega in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Menahan present at this time.

Representative Asay excused at this time.

HB 117 - That HB 117 do pass. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 48

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 52

Paired: Asay, Sands, Ayes; Addy, Quilici, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 117 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 54

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 46

Paired: Addy, Quilici, Ayes; Asay, Sands, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 121 - That HB 121 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 90

Noes: Keyser, Pistoria, Ryan, Schultz.

Total 4

Excused: Asay, Sands.

Total 2

Absent or not voting: Brand, Kennerly, Winslow, Yardley.

Total 4

HB 141 - That HB 141 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Devlin, Ellison, Hannah, Miller, Nordtvedt, Shontz, Switzer, Underdal, Waldron.

Total 9

Excused: Asay, Sands.

Total 2

Absent or not voting: Bertelsen, Brand, Harrington, Menahan, Schultz.

Total 5

HB 154 - That HB 154 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Switzer.

Total 1

Excused: Asay, Sands.

Total 2

Absent or not voting: Brand.

Total 1

HB 155 - That HB 155 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Switzer.

Total 1

Excused: Asay, Sands.

Total 2

Absent or not voting: Bengtson, Brand, Fagg, Hannah, Kitselman, Quilici, Shontz.

Total 7

HB 157 - That HB 157 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Asay, Sands.

Total 2

Absent or not voting: Pistoria.

Total 1

HB 245 - Representative Addy moved that consideration on HB 245 be passed for the day. Motion carried.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the

Chair. Chairman Fabrega moved the adoption of the committee report.
Report adopted. (93-5)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 30 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bengtson, Curtiss, Hannah, Keyser, Kitselman, Koehnke, Peck, Phillips, Sales, Schultz, Seifert, Stobie, Swift, Wallin, Winslow.

Total 15

Excused: Asay, Sands.

Total 2

Absent or not voting: Daily, Fagg, Nordtvedt.

Total 3

HB 107 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Asay, Sands.

Total 2

Absent or not voting: Hansen.

Total 1

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (McBride, Chairman):

1/20/83

HB 109, introduced bill, be amended as follows:

1. Page 8, lines 13 and 14.

Following: “impact”

Strike: line 13 through “education” on line 14

And, as amended, do pass. Report adopted.

ANNOUNCEMENTS

The Speaker announced that 5:00 p.m. Friday, January 21, is the deadline for bill-drafting requests for revenue bills.

MOTIONS

Representative Neuman moved that the rules be temporarily suspended to allow for the late introduction of a bill. Motion carried.

Representative Hand moved that the rules be temporarily suspended to allow for the late introduction of three bills. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 21, 1983.

Motion carried.

House adjourned at 4:40 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTEENTH LEGISLATIVE DAY

Helena, Montana
January 21, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Roush, Thoft, Waldron, Williams, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifteenth legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced that today at 5:00 p.m. is the deadline for bill-drafting requests for revenue bills.

The Chief Clerk noted that the following members are traveling with the Institutions Subcommittee to Kalispell today on legislative business:

Representative Waldron
Representative Roush
Representative Thoft

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/20/83
Correctly printed: HB 18, HB 28, HB 39, HB 57, HB 105, HB 106,
HB 109, HB 128, HB 153, HB 169, HB 199, HB 201, HB 216.
Considered correctly engrossed: HB 121, HB 141, HB 154, HB 155,
HB 157.
Correctly enrolled: HB 2. 1/21/83
Examined by the sponsor (Ramirez) and found to be correct: HB 2.
Signed by the Speaker at 1:52 p.m., 1/21/83: HB 2.

FISH AND GAME (Nilson, Chairman): 1/20/83
HB 94, introduced bill, be amended as follows:

1. Page 1, line 14.
Following: line 13
Strike: "propagation,"
2. Page 1, line 16.
Following: "falconry."
Strike: "It"
Insert: "Except as provided in [section 3], it"
3. Page 2, line 11.
Strike: "subsection (3) of this section"
Insert: "[section 3]"
4. Page 2, line 24 through page 3, line 2.
Strike: subsection (3) in its entirety
Renumber: subsequent subsections
5. Page 3.
Following: line 9
Insert: "Section 3. Permit for captive breeding of raptors. The department may grant permits to a person, whether or not licensed

under this part, for the taking and holding of raptors for captive breeding purposes under such conditions, consistent with this part, as the department may specify in the permit.

Section 4. Rules. The department may adopt rules for the keeping of records and for the trapping, taking, possession, propagation, and release of raptors taken and held for captive breeding projects.

Section 5. Permit fee — transfer. (1) The fee for a captive breeding permit is \$20 a year.

(2) Captive breeding permits are not transferable and may be revoked at any time by the department for violation of any conditions of the permit or regulations of the department.”

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 94

House Bill No. 94 requires a statement of intent because the proposed amendments would provide the Department of Fish, Wildlife, and Parks with the authority to pass regulations on the taking and keeping of raptors for captive breeding purposes.

The reason for the Department to pass regulations controlling captive breeding is to avoid abuses which could endanger the birds captured or in some cases to protect species which are already rare or unusual in Montana. Accordingly regulations may be adopted which would regulate the kinds of raptors which may be captured, the methods used to capture birds, the facilities in which the birds are kept and bred, the times of capture, the kinds of records to be kept regarding the bird, and the qualifications of the people requesting a captive breeding permit.

HUMAN SERVICES (Hart, Chairman):

1/21/83

HB 123, introduced bill, be amended as follows:

1. Page 1, line 15.
Following: “local”
Insert: “health”

2. Page 1, line 17.
Following: “local”
Insert: “health”

3. Page 1, line 20.
Following: “local”
Insert: “health”

4. Page 1, line 22.
Following: “local”
Insert: “health”

And, as amended, do pass. Report adopted.

HB 156, do pass. Report adopted.

HB 181, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/20/83

HB 225, introduced bill, be amended as follows:

1. Title, line 8.

Following: "THEIR"
Strike: "POWERS AND"

2. Page 1, line 15.

Following: "their"
Strike: "powers and"

3. Page 2.

Following: line 1

Insert: "(2) A person is not eligible to be a state coal mine inspector unless he is a citizen of the United States, a resident of this state, and has been actually employed in coal mining 5 years before his appointment.

(3) A state coal mine inspector may not act as agent for a corporation, superintendent, or manager of a mine and shall in no manner be in the employ of mining companies, nor shall he be interested in any way in coal mining operations, either as owner, lessee, or otherwise."

And, as amended, do pass. Report adopted.

HB 226, introduced bill, be amended as follows:

1. Title, lines 8 and 9.

Strike: line 8 through "MCA" on line 9

Insert: "DUTIES AND REDUCING THE PREREQUISITE TIME OF EXPERIENCE AND LICENSURE; AMENDING SECTIONS 50-74-201 AND 50-74-203, MCA"

2. Page 1, line 16.

Strike: "powers and"

3. Page 1.

Strike: lines 18 and 19 in their entirety

Insert: "Section 2. Section 50-74-203, MCA, is amended to read:

"50-74-203. Qualifications of boiler inspectors. No person is eligible to hold the office of inspector of boilers and steam engines who has not had at least ~~40~~ 5 years of actual experience in the operation of steam engines, steam boilers, and steam machinery and who has not held for at least ~~3 years~~ 1 year immediately preceding his appointment a first-class stationary engineer's license of the state of Montana or who is directly or indirectly interested in the manufacture or sale of boilers or steam machinery or any patented article required to be sold relating thereto."

And, as amended, do pass. Report adopted.

RULES (Vincent, Chairman):

1/20/83

SJR 1, third reading copy, be amended as follows:

1. Page 17, line 16.

Following: "house"

Insert: ", to make recommendations concerning the districting and apportionment plan as provided by Article V, section 14, subsection (3), of the Montana Constitution,"

2. Page 21.

Following: line 1

Insert: "The House shall transmit a balanced budget to the Senate, taking into account all appropriation measures transmitted by the House and all anticipated revenue from existing laws and from any

House or Senate revenue measures transmitted or passed by the House as of the 70th day."

3. Page 23, line 18 through page 24, line 1.

Strike: subsection (6) in its entirety

4. Page 34, line 14.

Following: "third"

Strike: ", which shall be by complete title,"

5. Page 38.

Following: line 10

Insert: "Revenue bills originating in the Senate shall be transmitted to the House on or before the 35th day, unless two-thirds of the members present and voting in the House determine that the bill may be transmitted after the 35th day."

6. Page 38, line 11.

Following: "bills"

Insert: "originating in the House"

7. Page 38, line 12.

Strike: "from the original house"

Insert: "to the Senate"

8. Page 38, line 14.

Strike: "receiving house"

Insert: "Senate"

9. Page 38.

Following: line 15

Insert: "A joint resolution shall be introduced in the House and transmitted to the Senate on or before the 65th legislative day to establish, for each year of the succeeding biennium, the amount of the state's anticipated revenue for the purpose of meeting the balanced budget requirement of Article VIII, section 9, of the Montana Constitution."

Neither house may increase the total appropriation transmitted beyond the amount contained in the joint resolution unless it first amends the joint resolution and, in accordance with the rules governing transmittal of revenue bills, transmits to the other house a measure to increase revenues sufficient to meet the increased appropriation."

10. Page 41, line 5.

Following: "7-2."

Strike: "A"

Insert: "Upon request of any member of the house in which a bill is pending, a"

11. Page 41, line 6.

Following: "on"

Strike: "all bills"

Insert: "any bill"

Following: "or"

Strike: "matters"

Insert: "matter"

12. Page 41, line 7.

Following: "after"

Strike: "reference"

Insert: "the request,"

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

HB 163 - Representative Dozier moved that the adverse committee report on HB 163 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Veleber, Vincent, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bliss, Curtiss, Ellerd, Jones, Keyser, Phillips, Sales, Seifert, Swift, Switzer, Underdal, Vinger, Winslow.

Total 13

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: None.

Total 0

HB 178 - Representative D. Brown moved that the adverse committee report on HB 178 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Hemstad, Peck, Pistoria.

Total 4

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Bertelsen, Eudaily.

Total 2

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House:

1/20/83

HB 13, introduced by Curtiss

Senate bills passed and transmitted to the House for concurrence: 1/20/83

SB 63, introduced by Turnage

SJR 4, introduced by Turnage

MOTIONS

Representative Nordtvedt moved that the rules be temporarily suspended to allow for the late introduction of a resolution. Motion carried.

Representative Menahan moved that the rules be temporarily suspended to allow for the late introduction of a resolution. Motion carried.

Representative Addy moved that the rules be temporarily suspended to allow HB 199 to be taken from printing and placed on second reading. Motion carried.

Representative Vincent moved that Addy be added as a sponsor to HR 3. Motion carried.

Representative Pavlovich moved that HB 57 be taken from printing and referred to the Committee on State Administration. Motion carried.

Representative Bertelsen moved that Eck be added as a sponsor to HB 426. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 429, introduced by Hannah, Addy. Referred to Committee on Judiciary.

HB 430, introduced by Hannah, Kitselman. Referred to Committee on Judiciary.

HB 431, introduced by Bliss, Manuel. Referred to Committee on Local Government.

HB 432, introduced by Devlin, Switzer, Schultz, Seifert, E. Smith, Hanson, Shaw. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 433, introduced by Mueller, Darko, Keyser. Referred to Committee on Judiciary.

HB 434, introduced by C. Smith, J. Hammond, Jones, Underdal, Lory, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.

HB 435, introduced by Bardanouve, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.

HB 436, introduced by Harp, Gage, Thomas, C. Smith, Jones, Stobie, Keating. Referred to Committee on Natural Resources.

HB 437, introduced by Neuman, Tveit, Asay, Kolstad, Shontz, Vinger, Jacobsen, Harp, Devlin, Lee, Bliss. Referred to Committee on Highways and Transportation.

HB 438, introduced by Hand. Referred to Committee on Judiciary.

HB 439, introduced by Hand. Referred to Committee on Judiciary.

HB 440, introduced by Hand. Referred to Committee on Judiciary.

HB 441, introduced by Abrams, Neuman, Harp, McCormick, Zabrocki, Howe, Jacobsen, D. Brown, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

HJR 10, introduced by Kadas, Blaylock, Towe, Kemmis, Waldron, Peck, J. Brown, Van Valkenburg, Fuller, J. Jensen. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 63, introduced by Turnage. Referred to Committee on Local Government.

SJR 4, introduced by Turnage, B. Brown, Himsl, McCallum, Stephens, Hazelbaker, Regan, Eck, Thomas, Towe, Lynch, Stimatz, Berg, E. Smith, H. Hammond, Blaylock, Kolstad, Galt, Ochsner, Severson, Goodover, Hager, Dover, Marbut, Mazurek, Mohar, Van Valkenburg, Haffey, Daniels, Halligan, Christiaens, D. Manning, Norman, Hand, D. Brown, Pavlovich, Abrams, Keenan, Harrington, Quilici, Spaeth, Dozier, Driscoll, McCormick, Holliday, Manuel, Nisbet, McBride, Schye, Saunders, J. Jensen, Menahan, Addy, Neuman, Darko, Roush, Zabrocki, Kennerly, Veleber, Hart, Metcalf, Waldron, Hansen, Nilson, Koehnke, Pistoria, Connelly, J. Brown, R. Manning, J. Hammond, Ream, Bengtson, Jacobsen, O'Connell Farris, Bachini, Peck, Yardley, Williams, Howe, Thoft, W. Jensen, Vincent, Fabrega, Kitselman, Hannah, Keyser, Bergene, Ramirez, Iverson, Marks, Harp, Nordtvedt, Winslow, Hemstad, Fagg, Curtiss, Ellison, Eudaily, Donaldson, C. Smith, Underdal, Stobie, Ryan, Solberg, Vinger, Asay, Seifert, Kemmis, Swift, Ernst, Hanson, Bertelsen, Shontz, Harper. Referred to Committee on Education and Cultural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Iverson in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 98 - That HB 98 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Asay, Bertelsen, Brand, Keyser, Veleber.

Total 5

HB 134 - That HB 134 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 87

Noes: Ellerd, R. Jensen, Jones, Vinger.

Total 4

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Asay, Brand, Driscoll, Fagg, Hart.

Total 5

HB 190 - Representative Marks moved that HB 190 be placed below SB 46. Motion carried.

HB 215 - That HB 215 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand.

Total 1

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Driscoll, Fagg, Hannah, Menahan.

Total 4

HB 235 - That HB 235 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Hansen, Keyser, Ream.

Total 3

HB 245 - That HB 245 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 91

Noes: Bliss, Solberg, Stobie.

Total 3

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Ream, Yardley.

Total 2

HB 251 - That HB 251 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily, Fagg.

Total 2

SB 46 - That SB 46 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily, Fagg, Harrington.

Total 3

HB 199 - Representative Bardanouve moved that HB 199 be placed below HB 190. Motion carried.

HB 190 - That HB 190 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 93

Noes: Jones, Seifert.

Total 2

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily.

Total 1

HB 199 - That HB 199, second reading copy, be amended as follows:

1. Title, line 10.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington,

Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 93

Noes: Driscoll.

Total 1

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily, Hammond.

Total 2

That HB 199, second reading copy, be further amended as follows:

1. Page 13.

Following: line 12

Insert: "Section 14. This act is effective on passage and approval."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 90

Noes: Driscoll, J. Jensen, Lybeck, Menahan.

Total 4

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily, Dozier.

Total 2

That HB 199, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ream, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 69

Noes: Bachini, Bengtson, Brand, D. Brown, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Harp, Jacobsen, Kemmis, Keyser, Koehnke,

Lybeck, Marks, Menahan, Nilson, Pavlovich, Quilici, Ramirez, Ryan, Schultz, Swift, Switzer.

Total 26

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Daily.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Iverson moved the adoption of the committee report. Report adopted. (91-3)

MOTIONS

Representative Kitselman moved that his vote on HB 98, second reading this day, be recorded as yes. Motion carried.

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/21/83

Recommend that at the close of business January 22, 1983, the following employment be terminated:

Jodi Blaskovich.....	Page
Rochelle Park.....	Page
Cynthia Readicker.....	Page
Kathleen Brookshier.....	Page
Carol Morehouse	Page
Carol Johnson	Page
Brenda Brazier.....	Page

Recommend that at the beginning of business January 24, 1983, the following be employed:

Paul Tuss.....	Page
Martie Richards.....	Page
Barbie Gaskill	Page
Kirt Driscoll	Page
Margaret Jones	Page
Michael Molner	Page

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 1/21/83

HB 113, do pass. Report adopted.

HB 258, do pass. Report adopted.

HB 127, introduced bill, be amended as follows:

1. Title, lines 7 and 8.

Following: "OWNER;"

Insert: "DELETING A REQUIREMENT THAT NOTICE BE POSTED WHERE THE ANIMAL WAS TAKEN;"

2. Page 2, lines 3 through 5.

Following: "held."

Strike: remainder of lines 3 through 5 in their entirety

And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/21/83

HB 219, do pass. Report adopted.

HB 236, do pass. Report adopted.

HB 132, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MANNER;"

Insert: "AUTHORIZING SUSPENSION OR REVOCATION OF ALCOHOLIC BEVERAGE LICENSES IF ANNUAL RENEWAL FEE IS NOT TIMELY PAID; ELIMINATING PROVISIONS THAT ALCOHOLIC BEVERAGE LICENSES EXPIRE JUNE 30 OF EACH YEAR;"

2. Title, line 8.

Following: line 7

Strike: "SECTION"

Insert: "SECTIONS 16-4-204, 16-4-407, AND"

3. Page 1.

Following: line 10

Insert: "Section 1. Section 16-4-204, MCA, is amended to read:

"16-4-204. Contents of license — posting — privilege — catering endorsement — transfer — expiration. (1) Every license issued under this part shall set forth the name of the person to whom issued, the location, by street and number or other appropriate specific description of location if no street address exists, of the premises where the business is to be carried on under said license, and such other information as the department shall deem necessary. If the licensee is a partnership or if more than one person has any interest in the business operated under the license, the names of all persons in the partnership or interested in the business must appear on the license. Every license must be posted in a conspicuous place on the premises wherein the business authorized under the license is conducted, and such license shall be exhibited upon request to any authorized representative of the department or to any peace officer of the state of Montana.

(2) Any license issued under the provisions of this part shall be considered a privilege personal to the licensee named in the license and shall be good until the expiration of the license unless sooner revoked or suspended.

(3) A license may be transferred to the executor or administrator of the estate of any deceased licensee when such estate consists in whole or in part of the business of selling liquor under a license, and in such event the license may descend or be disposed of with the business to which it is applicable under appropriate probate proceedings.

(4) In the event of a major loss or damage to licensed premises by unforeseen natural causes or in case of expiration of lease of the licensed premises or in the event of eviction or increase of rent by the landlord (in case of rented licensed premises) or in case of proposed removal of license to premises as substantially suited for the retail liquor business as the premises vacated, the licensee may apply to the department for a transfer of the license to different premises. The department may in its discretion permit a transfer in such cases if it appears to the department that such a transfer is required to do justice to the licensee applying for the transfer. The department shall in no event nor for any cause permit a transfer to different premises where the sanitary, health, and service facilities

are less satisfactory than such facilities which exist or had existed at the premises from which the transfer is proposed to be made.

(5) Upon a bona fide sale of the business operated under any license, the license may be transferred to a qualified purchaser. No transfer of any license as to person or location shall be effective unless and until approved by the department, and any licensee or transferee or proposed transferee who operates or attempts to operate under any supposedly transferred license prior to the approval of such transfer by the department, endorsed upon the license in writing, shall be considered as operating without a license and the license affected may be revoked or suspended by the department. The department may, within its discretion, permit a qualified purchaser to operate the business to be transferred pending final approval, providing the application for transfer has been filed with the department.

(6) (a) Except as provided in subsection (6)(b), a license may be transferred to a new ownership and to a location outside the quota area for which it was originally issued only when the following criteria are met:

(i) the total number of all-beverages licenses in the original quota area exceeded the quota for that area by at least 25% in the most recent census prescribed in 16-4-502;

(ii) the total number of all-beverages licenses in the quota area to which the license would be transferred did not exceed that area's quota by more than 33% in the most recent census prescribed in 16-4-502; and

(iii) the department finds, after a public hearing, that the public convenience and necessity would be served by such a transfer.

(b) A license within an incorporated quota area may be transferred to a new ownership and to a new unincorporated location within the same county on application to and with consent of the department when the quota of the all-beverages licenses in the original quota area exceeds the quota for that area by at least 25% in the most recent census and will not fall below that level because of the transfer.

(c) For 5 years after the transfer of a license between quota areas under subsection (6)(a), the license may not be mortgaged or pledged as security and may not be transferred to another person except for a transfer by inheritance upon the death of the licensee. A license transferred between quota areas under this section may be held only by natural persons for 5 years following the transfer. For the purpose of this section, natural persons shall not include limited partnerships or other business entities of any kind in which each natural person is not a full participant in the ownership and operation of the business authorized by the license.

(d) Once a license is transferred to a new quota area under subsection (6)(a), it may not be transferred to another quota area or back to the original quota area.

(7) (a) Any all-beverage licensee is, upon the approval and in the discretion of the liquor division, entitled to a catering endorsement to his all-beverage license to allow the catering and sale of alcoholic beverages to persons attending a special event upon premises not

otherwise licensed for the sale of alcoholic beverages, such beverages to be consumed on the premises where the event is held.

(b) A written application for a catering endorsement and an annual fee of \$250 must be submitted to the department for its approval.

(c) A written application for each event for which the licensee intends to provide catering services, the written approval of the catering application by the sponsor of the special event, and a fee of \$40 must be filed with the department at least 10 days prior to the event and shall describe the location of the premises where the event is to be held, the nature of the event, and the period during which the event is to be held. An all-beverage licensee who holds an endorsement granted under this subsection (7) may not receive approval to cater an event of which he is the sponsor. The catered event must be within 100 miles of the licensee's regular place of business. If obtained, the licensee shall display in a prominent place on those premises, the written approval from the department for each event which is catered pursuant to this subsection.

(d) The licensee shall file with each application for an event to be catered a written statement of approval of the premises where the event is to be held issued by the department of health and environmental sciences.

(e) The sale of alcoholic beverages pursuant to a catering endorsement is subject to the provisions of 16-6-103.

(f) The sale of alcoholic beverages pursuant to a catering endorsement is subject to the provisions of 16-3-306, unless entities named in 16-3-306 give their written approval.

(8) Except as above provided, no license shall be transferred or sold nor shall it be used for any place of business not described in the license; provided, however, that such license may be subject to mortgage and other valid liens, in which event the name of the mortgagee, upon application to and approval of the department, must be endorsed on the license.

(9) ~~All licenses shall expire at midnight of June 30 of each year."~~

Section 2. Section 16-4-407, MCA, is amended to read:

"16-4-407. Expiration of licenses. Each July 1, the department shall issue licenses to brewers, wholesalers, or retailers or for the retail sale of alcoholic beverages on an annual basis and at such fees as are prescribed by law, and such licenses ~~shall expire at~~ are subject to suspension or revocation under 16-4-406 after midnight of June 30 of the succeeding year if the annual renewal fees required by 16-4-501 are not paid. The department shall notify each applicant for an original license or renewal that he should inform himself of applicable provisions of federal law which may require a permit from a federal agency."

Renumber: subsequent sections

4. Page 5, lines 6 through 10.

Following: "fee of" on line 6

Strike: "not" through "fee" on line 10

Insert: "33 1/3 % of any license fee delinquent on July 1 of the renewal year, 66 2/3 % of any license fee delinquent on August 1 of

the renewal year, and 100% of any license fee delinquent on September 1 of the renewal year”

And, as amended, do pass. Report adopted.

HB 158, introduced bill, be amended as follows:

1. Title, line 6.

Following: “FEES”

Insert: “AND MISCELLANEOUS CHARGES”

2. Page 2, line 9.

Following: “certificates”

Insert: “, commensurate with costs,”

3. Page 5, line 21.

Following: “part”

Insert: “and commensurate with costs”

4. Page 6, line 1.

Following: “fees”

Insert: “and miscellaneous charges”

5. Page 7, line 23.

Following: “chapter”

Insert: “and commensurate with costs”

6. Page 8, line 3.

Following: “fees”

Insert: “and miscellaneous charges”

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 158

A statement of intent is required for this bill because sections 2, 7, and 9 grant the Secretary of State authority to establish fees and miscellaneous charges commensurate with costs for filing documents and issuing certificates required by Title 30, chapter 13, parts 2 and 3, and by Title 35, chapter 2. The fees are to be established by rules to be adopted under the Montana Administrative Procedure Act. The documents and certificates for which filing fees may be charged under those rules include those specifically mentioned in 30-13-217, 30-13-311, 30-13-313, 30-13-315, and 35-2-1001, prior to amendment by this bill, and any others required under Title 30, chapter 13, parts 2 and 3, and Title 35, chapter 2. These rules must allow the filing and billing for filing fees to be accomplished by mail.

JUDICIARY (D. Brown, Chairman):

1/21/83

HB 179, introduced bill, be amended as follows:

1. Page 10, line 4.

Following: “of”

Strike: “\$50”

Insert: “\$100”

2. Page 12, line 5.

Following: “than”

Strike: “\$50”

Insert: “\$100”

And, as amended, do pass. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 143 passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand.

Total 1

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Asay, Bardanouve, Winslow.

Total 3

HB 148 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Sales.

Total 1

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Ramirez.

Total 1

HB 164 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser,

Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Harp.

Total 1

HB 167 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: None.

Total 0

HB 171 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 68

Noes: Bengtson, Brand, D. Brown, Curtiss, Devlin, Ernst, Hannah, Hanson, Hemstad, J. Jensen, Jones, Keyser, Lybeck, Marks, Menahan, Neuman, Nordtvedt, Pavlovich, Ryan, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Mr. Speaker.

Total 28

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: None.

Total 0

HB 173 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay.

Total 1

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: Hansen.

Total 1

HB 208 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Roush, Thoft, Waldron, Williams.

Total 4

Absent or not voting: None.

Total 0

MOTIONS

Representative Vincent moved that all references to HB 93 be deleted from the journal for the sixteenth legislative day. Motion carried.

ANNOUNCEMENTS

The Chief Clerk announced that Montana's Pro-Choice Coalition is holding a reception for legislators and choice supporters this evening at 1823 Highland from 6 to 8 p.m.

Representative Vincent moved that the House adjourn until 9:00 a.m., January 22, 1983.

Motion carried.

House adjourned at 4:46 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTEENTH LEGISLATIVE DAY

Helena, Montana
January 22, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Ellerd, Hart, Howe, Thoft, Williams, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/22/83
Correctly printed: HB 113, HB 156, HB 181, HB 219, HB 236, HB 258.

Considered correctly engrossed: HB 98, HB 134, HB 190, HB 235, HB 245, HB 251.

STATE ADMINISTRATION (Brand, Chairman): 1/21/83
HB 78, do pass. Report adopted.

Adverse Committee Report

STATE ADMINISTRATION (Brand, Chairman): 1/21/83
HB 177, do not pass.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/21/83

SB 79, introduced by Fuller, Harper, Bengtson, et al.

SB 102, introduced by Ochsner, McCallum, E. Smith, et al.

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 1/21/83

HB 15, introduced by Ramirez

House bill concurred in and returned to the House: 1/21/83

HB 20, introduced by Fabrega

MOTIONS

Representative Asay moved that the rules be temporarily suspended to allow for the late introduction of two bills. Motion carried.

Representative Waldron moved that HB 105 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Addy moved that the rules be temporarily suspended to place HB 199 on third reading this day. Motion carried.

Representative Vincent moved that the journals for the third, fourth, sixth, eighth, ninth, and tenth legislative days be corrected to properly reflect the votes of Representative Marks and Manuel. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan,

Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Daily, Waldron.

Total 3

Excused: Curtiss, Ellerd, Hart, Howe, Thoft, Williams.

Total 6

Absent or not voting: Brand.

Total 1

Representative Vincent moved that the rules be temporarily suspended to allow LeGrande Harvey to sing the proposed new state song during consideration of HB 39 on second reading this day. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Devlin, Hannah, Hemstad, R. Jensen, Keyser, Lybeck, Ramirez, Ryan, Switzer.

Total 9

Excused: Curtiss, Ellerd, Hart, Howe, Thoft, Williams.

Total 6

Absent or not voting: Menahan.

Total 1

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 442, introduced by Seifert, Pistoria, Marks, Devlin, Swift, Solberg, Curtiss, Nordtvedt, Sales, Donaldson, Smith, Jones, Stobie, Ellerd, Ellison, Ryan, Harp, McCormick, O'Connell, Jacobsen, Bliss, Hannah, Vinger, R. Jensen, Keyser, Hemstad, Iverson, Wallin, Schultz, Pavlovich, Solberg, Ernst, Phillips, Underdal, Ramirez, Miller. Referred to Committee on Highways and Transportation.

HB 443, introduced by Seifert, Marks, Devlin, Stobie, Swift, Pistoria, Curtiss, Ellerd, Jacobsen, Harp, Nordtvedt, Ryan, Ellison, Bliss, Sales, Hannah, O'Connell, McCormick, Donaldson, Manuel, Vinger, R. Jensen, Keyser, Hemstad, Hanson, Iverson, Pavlovich, Hand, Wallin, Solberg, Ernst, Underdal, Ramirez. Referred to Committee on Highways and Transportation.

- HB 444**, introduced by Swift, Mueller, (By Request of the Office of Superintendent of Public Instruction). Referred to Committee on Education and Cultural Resources.
- HB 445**, introduced by Ellerd, Vincent, Kitselman, Wallin, J. Jensen, Regan, Underdal, Fagg, Hannah, Jones, Ream, Hansen, Waldron, Kadas, Lybeck, Koehnke, Harper, Zabrocki, Nilson, Addy, Schye, Eudaily, Kennerly, Veleber, McBride, Saunders, Winslow, Jacobson. Referred to Committee on Human Services.
- HB 446**, introduced by D. Brown, Fabrega, Iverson, Ellison, Quilici, Roush, Hand, Daily, Darko, Eck, Lynch, Harrington, Halligan, Pavlovich, Saunders, (By Request of the Hard-Rock Mining Subcommittee). Referred to Committee on Taxation.
- HB 447**, introduced by Bardanouve, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.
- HB 448**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 449**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on Appropriations.
- HB 450**, introduced by Brand, Ellerd, Menahan. Referred to Committee on State Administration.
- HB 451**, introduced by Menahan, Driscoll. Referred to Committee on Labor and Employment Relations.
- HB 452**, introduced by Daily, Quilici, Pavlovich, D. Brown. Referred to Committee on Business and Industry.
- HB 453**, introduced by Hansen. Referred to Committee on Judiciary.
- HB 454**, introduced by Driscoll, Dozier. Referred to Committee on Labor and Employment Relations.
- HB 455**, introduced by Driscoll, Hemstad, Dozier. Referred to Committee on Labor and Employment Relations.
- HB 456**, introduced by Bergene. Referred to Committee on Appropriations.
- HB 457**, introduced by Eudaily. Referred to Committee on Education and Cultural Resources.
- HB 458**, introduced by Manuel, (By Request of the Board of Crime Control). Referred to Committee on Appropriations.
- HB 459**, introduced by Hemstad, Stobie, Asay, Underdal, Ryan, Smith, Jones, Harp, Bergene, Koehnke. Referred to Committee on Local Government.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 79**, introduced by Fuller, Harper, Bengtson, J. Hammond, McCallum, Menahan, Boylan, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Judiciary.
- SB 102**, introduced by Ochsner, McCallum, E. Smith, Zabrocki, Blaylock, Devlin, Lee, Hanson, Boylan, Howe, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 18 - That HB 18, second reading copy, be amended as follows:

1. Page 3, line 6.
Following: "price,"
Strike: "including"
Insert: "excluding"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bliss, J. Brown, Compton, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Mueller, Neuman, Nilson, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.
Total 49

Noes: Bachini, Bergene, Bertelsen, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Smith, Veleber, Vincent, Waldron, Yardley, Zabrocki.
Total 43

Excused: Curtiss, Ellerd, Hart, Howe, Thoft, Williams.
Total 6

Absent or not voting: Brand, Shontz.
Total 2

Representative Curtiss present at this time.

That HB 18, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 86

Noes: Howe, R. Jensen, Jones, Lybeck, Seifert, Smith, Stobie, Swift, Underdal.
Total 9

Paired: Solberg, Aye; Howe, No.

Excused: Ellerd, Hart, Thoft, Williams.
Total 4

Absent or not voting: Sales.
Total 1

HB 28 - That HB 28 do pass. Motion carried as follows:

Ayes: Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst,

Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 68

Noes: Abrams, Addy, Bachini, Brand, Connelly, Dozier, Driscoll, Farris, Hansen, Jacobsen, J. Jensen, Kadas, Keenan, Koehnke, McCormick, Menahan, Neuman, Nilson, Nisbet, Peck, Ream, Saunders, Schye, Spaeth, Waldron.

Total 25

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Bliss, Fagg.

Total 2

HB 39 - Representative Daily moved that HB 39 be placed below HB 106. Motion carried.

HB 106 - That HB 106 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Donaldson, Fagg, Kennerly, Ramirez, Shontz, Stobie.

Total 6

HB 39 - That HB 39, second reading copy, be amended as follows:

1. Page 1, line 21.

Following: "people"

Insert: "."

2. Page 1.

Strike: line 23, page 1 through line 1, page 2

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Yardley, Zabrocki.

Total 85

Noes: Wallin.

Total 1

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Brand, Fagg, Harrington, Kadas, Kennerly, Manuel, Metcalf, Sales, Winslow.

Total 9

That HB 39, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bertelsen, Brand, Devlin, Hannah, Hemstad, Lybeck, Seifert.

Total 7

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Ryan, Sales, Switzer.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved the adoption of the committee report. Report adopted. (90-3)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 121 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf,

Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Pistoria, Ryan, Stobie.

Total 3

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: None.

Total 0

HB 141 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Devlin, Ellison, Fagg, Hannah, Jones, Kitselman, Marks, Peck, Seifert, Shontz, Underdal, Vinger, Waldron.

Total 14

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Bergene.

Total 1

HB 142 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: None.

Total 0

HB 154 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Switzer.

Total 1

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: None.

Total 0

HB 155 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Switzer.

Total 1

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Wallin.

Total 1

HB 157 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands,

Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Devlin.

Total 1

SB 46 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Marks.

Total 1

HB 199 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.

Total 75

Noes: Bachini, Brand, D. Brown, Curtiss, Dozier, Driscoll, Harp, Harrington, Jacobsen, J. Jensen, Keyser, Koehnke, Lybeck, Nilson, O'Connell, Pavlovich, Ramirez, Swift, Zabrocki.

Total 19

Excused: Ellerd, Hart, Howe, Thoft, Williams.

Total 5

Absent or not voting: Daily.

Total 1

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 1/22/83
 Correctly printed: HB 78.

BILLS (Menahan, Chairman): 1/22/83
 Correctly printed: HB 94, HB 123, HB 127, HB 132, HB 158, HB 179,
 HB 225, HB 226.
 Correctly engrossed: HB 199.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 1/21/83

HB 99, introduced bill, be amended as follows:

1. Title.

Following: line 8

Insert: "TO PROVIDE FOR APPROVAL OF EQUIVALENT PLAN
 BY DISTRICT VOTERS;"

2. Page 2, line 2.

Following: "instruction"

Strike: "and"

Insert: " , "

3. Page 2, line 3.

Following: "education"

Insert: " , and complies with the provisions of [section 3]"

4. Page 3.

Following: line 25

Insert: "Section 3. District election for approval of school year equivalent plan. Before a district applies to the board of education for a variance to conduct an equivalent to the required 180 school days of pupil instruction as provided in 20-1-301, the trustees of the district must submit the question of the school year equivalent plan to the electors of the district for approval at a regular or special school election conducted under the election provisions of Title 20."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 99

A statement of intent is required for this bill because it allows the Board of Public Education to grant permission to a school district to conduct a school fiscal year of less than 180 school days by conducting an equivalent number of hours.

The Board shall adopt the following approval procedures:

(1) indication that the first phase of the implementation of the school fiscal year equivalency plan is a pilot phase with approval for a limited number of districts;

(2) any deadlines for application that may be necessary to designate;

(3) provisions that school officials hold an election for implementation of the school fiscal year equivalency plan and provide a certificate of election prior to application;

(4) indication that the plan shall be subject to review by the state superintendent of public instruction;

(5) indication that the approved plan would be granted for 2 years and renewable if it is evaluated to be workable and educationally sound by both the school district and the Board of Public Education.

HB 166, introduced bill, be amended as follows:

1. Title, line 6.

Following: "THE"

Insert: "FORMAL"

Following: "PROCESS;"

Insert: "CLARIFYING THE BIDDING REQUIREMENTS; AND"

2. Page 2.

Strike: line 13, page 2 through line 3, page 3

Insert: "(3) The board of trustees shall let contracts for building, furnishing, repairing, or other work or supplies for the benefit of the district according to the following rules and procedures:

(a) The board of trustees need not meet requirements relating to advertising or bidding if a proposed contract for building, furnishing, repairing, or other work or supplies is for less than \$5,000.

(b) Whenever the proposed contract costs are less than \$25,000 but more than \$5,000, the board of trustees shall procure at least three informal bids, in writing, if reasonably available from contractors licensed in Montana.

(c) Whenever the proposed contract costs are more than \$25,000, the board of trustees shall solicit formal bids and advertise once each week for at least 2 weeks in a newspaper published in each county wherein the area of the district lies, calling for bids to perform such work or furnish such supplies. If advertising is required, the board shall award the contract to the lowest responsible bidder. However, the board of trustees has the right to reject any and all bids.

(d) Nothing in this section shall require the board of trustees to let a contract for any project or service which can be accomplished by district staff."

And, as amended, do pass. Report adopted.

HB 177, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "~~secretary~~"

Strike: "such"

2. Page 1, lines 16 and 17.

Following: "persons"

Strike: line 16 through "it" on line 17

Insert: "within legislatively authorized appropriations"

And, as amended, do pass. Report adopted.

Adverse Committee Report

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

1/21/83

HB 89, do not pass.

MOTIONS

Representative Miller moved that his vote on HB 155, third reading this day, be recorded as yes. Motion carried.

ANNOUNCEMENTS

The Speaker announced that Wednesday, January 26, at 5:00 p.m. is the deadline for introducing revenue bills.

The Speaker announced that next week the House will convene at 3:00 p.m. Monday through Friday, and 11:00 a.m. on Saturday.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 24, 1983.

Motion carried.

House adjourned at 11:22 a.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

NINETEENTH LEGISLATIVE DAY

Helena, Montana
January 24, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the sixteenth and seventeenth legislative days, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The following members were appointed to the Long Range Building Committee:

Representative Manuel, Chairman
Representative Bardanouve
Representative Donaldson
Representative Thoft
Representative Waldron

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/24/83

Correctly printed: HB 99, HB 166, HB 176.

Considered correctly engrossed: HB 28, HB 106, HB 215.

Correctly engrossed: HB 18, HB 39.

Signed by the Speaker at 10:04 a.m., 1/24/83: SB 15.

Delivered to the Governor for his approval at 9:56 a.m., 1/24/83: HB 2.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/24/83

HB 229, do pass. Report adopted.

HB 253, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "~~must~~"

Insert: "record the nature and the date of the request and"

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/24/83

HB 211, introduced bill, be amended as follows:

1. Page 3, lines 4 and 5.

Following: "~~\$1,100~~"

Strike: "an amount to be set by rule of the division"

Insert: "~~\$1,500~~"

And, as amended, do pass. Report adopted.

HB 347, introduced bill, be amended as follows:

1. Page 4, line 15.

Following: "~~\$150~~"

Strike: "~~\$250~~"

Insert: "3% of the amount due on the obligation, both principal and interest at the time of default"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

1/24/83

HB 203, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 203

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Health and Environmental Sciences. The purpose of this bill is to authorize the State of Montana to participate in the Northwest Interstate Compact on Low-Level Radioactive Waste Management. Member states agree to adopt practices (primarily on-site inspections) to assure that low-level waste shipments conform to the packaging and transportation requirements of the state where the waste is to be disposed. As a member, Montana will be able to send its low-level wastes to a disposal site in Washington.

The Department of Health already has rulemaking authority (75-3-201(3)(b), MCA) for the regulation of low-level radioactive wastes. This bill makes that existing authority applicable to the implementation of the terms of the Compact. The Department is also authorized to assess fees for the recovery of the costs of on-site inspections. Fees are to be assessed for that purpose only.

HB 214, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 214

This bill grants the department discretionary authority to allow mine operators under the Strip and Underground Mine Reclamation Act to file one report for each operation rather than a separate report for each permit. A statement of intent is necessary because the department will be required to amend its present rules concerning annual reports and provide a procedure for determining when the operator is required to file the report. It is the intent of the Legislature to facilitate department review of annual reports and ease the burden of filing reports on operators with more than one permit.

Adverse Committee Reports

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/24/83

HB 249, do not pass.

HB 177 - Representative Brand moved that the adverse committee report on HB 177 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Fabrega, Harp, McBride, Schye, Shontz, Waldron.

Total 6

Excused: None.

Total 0

Absent or not voting: Sales.

Total 1

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/22/83

SB 12, introduced by Jacobson

SB 58, introduced by Story

SB 60, introduced by Conover

SB 99, introduced by Hager, Etchart, Stimatz, et al.

MOTIONS

Representative Vincent moved that SJR 1 be placed above HB 94 on second reading this day. Motion carried.

Representative Kitselman moved that HB 153 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Hart moved that consideration on HB 123 be passed for the day. Motion carried.

Representative Williams moved that consideration on HB 132 be passed for the day. Motion carried.

Representative Yardley moved that Keenan, Schye, Abrams, Spaeth, Farris, J. Jensen, Eck, Blaylock, Regan, Howe, Peck, Pistoria, McCormick, Metcalf, Harrington, J. Brown, Connelly, Zabrocki, Kennerly, Veleber, Hart, Brand, Fabrega, Asay, Harp, and Jacobsen be added as sponsors to HB 227. Motion carried.

Representative O'Connell moved that before any bills that are on second reading are referred to the Committee on Appropriations they be debated on the floor. Representative Ramirez made a substitute motion to refer Representative O'Connell's motion to the Committee on Rules. Motion carried.

Representative Pavlovich moved that HB 156 be referred to the Committee on Appropriations. Motion carried.

Representative Driscoll moved that Addy be added as a sponsor to HB 454. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 460, introduced by Manuel. Referred to Committee on Taxation.

HB 461, introduced by Asay, (By Request of the Office of Superintendent of Public Instruction). Referred to Committee on Education and Cultural Resources.

- HB 462**, introduced by Asay. Referred to Committee on State Administration.
- HB 463**, introduced by O'Connell, Farris, Bachini, Peck, Hemstad, Fabrega, Pistoria. Referred to Committee on Fish and Game.
- HB 464**, introduced by Hemstad, Gage, (By Request of the Department of Insurance). Referred to Committee on Business and Industry.
- HB 465**, introduced by Hemstad, Gage, (By Request of the Montana Department of Insurance). Referred to Committee on Business and Industry.
- HB 466**, introduced by Eudaily, Lory. Referred to Committee on Taxation.
- HB 467**, introduced by J. Jensen, Saunders. Referred to Committee on Judiciary.
- HB 468**, introduced by Swift, Phillips, Hannah, Stobie, Fagg, Seifert. Referred to Committee on Judiciary.
- HB 469**, introduced by Stobie, Ryan, Underdal, Smith, Hannah, McCallum, Devlin, Switzer. Referred to Committee on Local Government.
- HB 470**, introduced by Koehnke, Hand, Hemstad, Goodover, Lane, Zabrocki, Galt, O'Connell. Referred to Committee on Taxation.
- HB 471**, introduced by Towe, Addy, Regan, Conover, Hager, Saunders, Spaeth, Ramirez, Sands, J. Jensen, Hannah. Referred to Committee on Judiciary.
- HB 472**, introduced by D. Brown, Ellison, Halligan, Fabrega, Iverson, Switzer, (By Request of the Hard-Rock Mining Subcommittee). Referred to Select Committee on Economic Development.
- HB 473**, introduced by Iverson, Keyser, Schultz, Winslow, Seifert, Swift, Nordtvedt, Pavlovich, D. Brown. Referred to Committee on Fish and Game.
- HB 474**, introduced by Nordtvedt, Sales, Ellerd. Referred to Committee on Education and Cultural Resources.
- HJR 11**, introduced by Harrington, Haffey, Pavlovich, Daily, Lynch, Connelly, Kennerly, Veleber, Zabrocki, Quilici, Menahan, D. Brown, Keenan, McBride, Jacobson, Stimatz, J. Brown, Daniels, Van Valkenburg, Brand, O'Connell, Hansen, Kadas, Roush, Bachini, Peck, Farris, Nilson, Koehnke. Referred to Select Committee on Economic Development.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 12**, introduced by Jacobson. Referred to Committee on Human Services.
- SB 58**, introduced by Story. Referred to Committee on State Administration.
- SB 60**, introduced by Conover. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 99**, introduced by Hager, Etchart, Stimatz, Boylan, Thoft, Neuman, Abrams. Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Shontz in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SJR 1 - Representative Ramirez moved that SJR 1 be placed below HB 127. Motion carried as follows:

Ayes: Addy, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Iverson, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow.

Total 52

Noes: Abrams, Bachini, Bardanoue, Bengtson, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Williams, Yardley, Zabrocki.

Total 46

Excused: None.

Total 0

Absent or not voting: Brand, Nilson.

Total 2

HB 94 - That HB 94 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellerd, Fagg, Jones, Menahan.

Total 4

HB 109 - That HB 109 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Miller, Mueller, Neuman, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 62

Noes: Addy, Bachini, Bardanouve, D. Brown, Connelly, Daily, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, J. Jensen, R. Jensen, Kemmis, Koehnke, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 38

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 113 - That HB 113 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Koehnke.

Total 1

Excused: None.

Total 0

Absent or not voting: Brand, Sands.

Total 2

HB 127 - That HB 127 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Devlin, Harrington, Kemmis, Yardley.

Total 5

SJR 1 - That House Rules Committee amendments to SJR 1, third reading copy, dated 1/20/83, be amended as follows:

1. Amendment 5.

Strike: "35th" in the second and last lines

Insert: "40th" in both places

2. Preceding amendment 9 (page 38, line 15, third reading copy) add the following language:

Following: "day."

Insert: "Senate amendments to such bills shall be transmitted by the Senate to the House on or before the 83rd legislative day unless two-thirds of the members present and voting in the House determine that such an amendment may be transmitted after the 83rd day."

3. Amendment 9.

Following: "Constitution." at the end of the first paragraph

Insert: "Senate amendments to this joint resolution shall be transmitted to the House on or before the 80th legislative day unless two-thirds of the members present and voting in the House determine that such an amendment may be transmitted after the 80th day."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That Committee of the Whole amendments to SJR 1, third reading copy, dated 1/24/83, be amended as follows:

1. Amendment 2.

Strike: "83rd" in both places

Insert: "85th" in both places

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: Dozier.

Total 1

Excused: None.

Total 0

Absent or not voting: Brand.

Total 1

That SJR 1, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand.

Total 1

HB 128 - That HB 128 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Manuel.

Total 1

Excused: None.

Total 0

Absent or not voting: Bertelsen, Brand, Daily, Quilici.

Total 4

HB 158 - That HB 158 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Bengtson, D. Brown, Jacobsen, Koehnke, O'Connell, Peck.

Total 6

Excused: None.

Total 0

Absent or not voting: Kemmis.

Total 1

HB 169 - That HB 169 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: Dozier, Driscoll.

Total 2

Excused: None.

Total 0

Absent or not voting: Bertelsen, Ellerd, Lory, Yardley.

Total 4

HB 179 - That HB 179 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 96

Noes: Pavlovich.

Total 1

Excused: None.

Total 0

Absent or not voting: Harrington, Winslow, Yardley.

Total 3

HB 181 - That HB 181 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 96

Noes: Ellerd, Thoft.

Total 2

Excused: None.

Total 0

Absent or not voting: Stobie, Yardley.

Total 2

HB 201 - Representative Addy moved that HB 201 be passed to the bottom of the board. Motion carried.

HB 216 - That HB 216 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 78

Noes: Daily, Fagg, Hannah, Hanson, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Marks, Ramirez, Ryan, Sands, Schultz, Seifert, Solberg, Stobie, Switzer, Thoft, Underdal, Winslow.

Total 21

Excused: None.

Total 0

Absent or not voting: Yardley.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Shontz moved the adoption of the committee report. Representative Waldron made a substitute motion that HB 109 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (98-2)

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 1/24/83

HB 165, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

1/24/83

HB 192, do pass. Report adopted.

HB 221, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "administration;"

Strike: "or"

Insert: "and"

2. Page 1, line 24 through line 1, page 2.

Following: "period" on line 24

Strike: line 24 through "necessary" on line 1, page 2

3. Page 2, lines 6 and 7.

Following: "years" on line 6

Strike: remainder of line 6 through "trustees" on line 7

And, as amended, do pass. Report adopted.

HB 224, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/24/83

HB 37, introduced bill, be amended as follows:

1. Title, line 8.

Following: "RULE"

Insert: "AND TO ORGANIZATIONS THAT HAVE DEMONSTRATED AN INTEREST IN AN AGENCY'S ACTIVITIES"

2. Page 1, line 25.

Following: ".,"

Strike: "and"

3. Page 2, line 3.

Following: "proposal"

Insert: " , and

(iii) to the state headquarters of any reasonably identifiable organization that has demonstrated to an agency an interest in its activities"

And, as amended, do pass. Report adopted.

Adverse Committee Report

HB 249 - Representatives Sales, Hemstad, Fabrega, Bertelsen, Ellerd, Thoft, Bergene, Miller, Nordtvedt, Mueller, Harp, Ernst, Schultz, Keyser, Ellison, Kitselman, Wallin, Sands, Hannah, Fagg, and Pavlovich objected to the adverse committee report on HB 249, and requested that the bill be printed and placed on second reading.

1/24/83

MOTIONS

Representative Addy moved that his name be placed before Senator Towe's on HB 471. Motion carried.

Representative Waldron moved that HB 109 be referred to the Committee on Appropriations. Motion carried.

Representative Ramirez moved that the rules be temporarily suspended to allow a bill drafting request to be submitted and for the introduction of a joint resolution to fulfill the proposed new language in Joint Rule 6-34 regarding SJR 1. Motion carried.

Representative D. Brown moved that Addy be added as a sponsor to HB 383. Motion carried.

REPORTS OF STANDING COMMITTEES

Adverse Committee Report

HB 89 - Representative Daily moved that the adverse committee report on HB 89 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schye, Seifert, Smith, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 77

Noes: D. Brown, Curtiss, Daily, Devlin, Ellerd, Harp, Holliday, Iverson, Jacobsen, Keyser, Manuel, Pavlovich, Ryan, Saunders, Schultz, Shontz, Stobie, Swift, Switzer, Thoft, Underdal.
Total 21

Excused: None.
Total 0

Absent or not voting: Brand, Hannah.
Total 2

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow House amendments to SJR 1 to be placed on third reading this day. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 98 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Howe.

Total 1

HB 134 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Ellerd, Jones, Ramirez, Solberg, Thoft, Vinger.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 190 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson,

Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Seifert, Underdal.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 235 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Brand, Waldron.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 245 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 92

Noes: Asay, Bliss, Jacobsen, Peck, Solberg, Underdal, Yardley.
Total 7

Excused: None.

Total 0

Absent or not voting: Jones.

Total 1

HB 251 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand.

Total 1

SJR 1, House amendments, passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand.

Total 1

MOTIONS

Representative Marks moved that the House reconsider its do pass action on HB 134, third reading this day. Motion carried.

Representative Marks moved that HB 134 be placed on second reading. Motion carried.

ANNOUNCEMENTS

The Speaker announced that the transmittal deadline is Wednesday, February 23, and that there will be a break after the transmittal deadline from Thursday, February 24 through Sunday, February 27.

MOTIONS

Representative Devlin moved that HB 237 be taken from the Committee on Local Government and referred to the Committee on Appropriations without recommendation. Representative Vincent made a substitute motion that consideration on Representative Devlin's motion be passed until the twentieth legislative day. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 25, 1983.

Motion carried.

House adjourned at 6:02 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTIETH LEGISLATIVE DAY

Helena, Montana
January 25, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighteenth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/24/83
Correctly printed: HB 229.
Correctly printed: HB 37, HB 165, HB 192, HB 203, HB 211, HB 214, HB 221, HB 224, HB 249, HB 253, HB 347. 1/25/83
Considered correctly engrossed: HB 94, HB 113, HB 127, HB 128, HB 158, HB 169, HB 179, HB 181, HB 216.
Correctly enrolled: HB 20.
Examined by the sponsor (Fabrega) and found to be correct: HB 20.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/25/83

Recommend that at the beginning of business January 24, 1983, the following be employed:

Alice L. OmangCommittee Secretary

FISH AND GAME (Nilson, Chairman): 1/25/83
HB 342, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman): 1/25/83
HB 139, introduced bill, be amended as follows:

1. Title, line 7.
Following: "OWNER"
Strike: "COMMITTED THE"
Insert: "WAS THE DRIVER OF THE VEHICLE AT THE TIME OF THE ALLEGED"

2. Page 1, line 15.
Following: "the"
Strike: "person"
Insert: "individual"

3. Page 1, line 16.
Following: "registered"
Strike: "committed the"
Insert: "was the driver of the vehicle at the time of the alleged"

And, as amended, do pass. Report adopted.

HB 191, do pass. Report adopted.

HB 210, introduced bill, be amended as follows:

1. Title, line 4.

Following: “REQUIRING”

Strike: “PRESENTATION OF A VALID INSURANCE CARD FOR REGISTRATION OF A MOTOR VEHICLE AND”

2. Title, line 7.

Following: “AMENDING”

Strike: “SECTIONS 61-6-302 AND”

Insert: “SECTION”

3. Page 1.

Following: line 9

Strike: section 1 in its entirety

Renumber: subsequent section

4. Page 4, lines 4 and 5.

Following: “gives”

Strike: “and thereafter maintains with”

Insert: “to”

5. Page 4, line 5.

Following: “division”

Strike: “for 1 year”

6. Page 4, line 6.

Following: “61-6-132.”

Insert: “Proof of financial responsibility must be maintained with the division for one year and failure to do so shall result in suspension for the remainder of that year.”

And, as amended, do pass. Report adopted.

HB 246, do pass. Report adopted.

HB 257, introduced bill, be amended as follows:

1. Page 7, line 8.

Following: “to”

Insert: “any assumed business name, limited partnership name, trademark, or service mark registered or reserved with the secretary of state or to”

2. Page 15, line 22.

Following: “involuntarily”

Strike: remainder of line 22, page 15 through “state” on line 10, page 16

Insert: “as provided in Title 35, chapter 6”

3. Page 16, line 24.

Following: “is”

Strike: “entitled to”

Insert: “required to obtain”

4. Page 18.

Following: line 6

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

5. Page 19.

Following: line 3

Strike: sections 24 and 25 in their entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/24/83

HB 301, do pass. Report adopted.**HB 302**, do pass. Report adopted.**HB 270**, do pass. Report adopted.

1/25/83

NATURAL RESOURCES (Harper, Chairman):

1/25/83

HB 68, introduced bill, be amended as follows:

1. Page 3, lines 10 and 11.

Following: "airboat"

Strike: "when used by a utility company in the course of business"

Insert: "; (5) a motorboat that is certified by the department as being technologically incapable of complying with the noise levels prescribed in [section 1]"

2. Page 3, lines 12 and 13.

Strike: "Contradictory regulations prohibited."

Insert: "Local government authority. (1)"

3. Page 3, line 19.

Following: "5]"

Insert: "(2) The department shall adopt rules which establish guidelines for the issuance of permits by local public entities under [section 4] and no permit may be issued that does not comply with the department's rules."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 68

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Fish, Wildlife, and Parks to adopt rules prescribing:

(1) the manner of certification by manufacturers of outboard motors and other marine engines manufactured after January 1, 1982, as having been tested and found to comply with the noise level limit in section 1;

(2) the testing procedures employed to determine compliance on a voluntary basis by owners of outboard motors and other marine engines manufactured before January 1, 1982;

As prescribed in section 2 of the bill, the testing procedures employed to determine outboard and marine engine noise must comply with the exterior sound level measurement procedure for pleasure motorboats recommended by the society of automotive engineers in its recommended practice designated SAEJ34. The Department shall establish a program throughout the state whereby boaters can voluntarily have their motorboats checked for compliance with the noise level limit in section 1.

(3) the guidelines for the issuance of permits by local public entities excepting certain motorboat operators from compliance with the noise level restrictions contained in sections 1 through 5; the Department's guidelines shall only pertain to permit application procedures, permit fees, and duration of permit validity; and

(4) the procedures employed to determine whether or not a motorboat is technologically capable of complying with the noise level limits established in section 1.

As prescribed in section 4, the Department shall establish a manner of certification of motorboats that are determined to be technologically incapable of complying with section 1.

TAXATION (Yardley, Chairman):

1/25/83

HB 202, do pass. Report adopted.**HB 286**, do pass. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

1/25/83

HB 168, do not pass.**HB 188**, do not pass.**HB 241**, introduced bill, be amended as follows:

1. Page 1, line 12.

Following: line 11

Strike: "10"

Insert: "7"

And, as amended, do not pass.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/24/83

SB 10, introduced by Lynch, Pistoria, Elliott, et al.**SB 82**, introduced by Lynch, McCallum, Norman, et al.FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 475, introduced by Mueller, Fabrega, Bertelsen, Hemstad, Curtiss, Darko, Marks, Ramirez, Bergene, Winslow, Harp, Nordtvedt, Schultz, Phillips, Miller, Ernst, Swift, Seifert. Referred to Committee on Taxation.**HB 476**, introduced by Pavlovich, Quilici, Menahan, McBride, Daily, Keenan, Dozier, Driscoll, D. Brown, Harrington. Referred to Committee on Local Government.**HB 477**, introduced by Waldron. Referred to Committee on Local Government.**HB 478**, introduced by Hannah. Referred to Committee on Judiciary.**HB 479**, introduced by Farris, Bachini, Connelly, Metcalf, Winslow, Hansen, Darko, Quilici, Norman, Brand, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.**HB 480**, introduced by Addy, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.**HB 481**, introduced by Phillips, Underdal, Roush, Kennerly, Solberg, Iverson, Peck, Bardanouve, Jacobsen. Referred to Committee on Judiciary.**HB 482**, introduced by Hand. Referred to Committee on Taxation.**HB 483**, introduced by Spaeth. Referred to Committee on Judiciary.**HB 484**, introduced by Fabrega, Blaylock, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.**HB 485**, introduced by Vincent. Referred to Committee on Taxation.**HB 486**, introduced by Spaeth, Ellison, Holliday, Saunders, Curtiss, Tveit, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Agriculture, Livestock and Irrigation.

- HB 487**, introduced by O'Connell, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- HB 488**, introduced by Hemstad. Referred to Committee on Highways and Transportation.
- HB 489**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 490**, introduced by Fabrega, (By Request of the Board of Architects). Referred to Committee on Business and Industry.
- HB 491**, introduced by Dozier, Williams. Referred to Committee on Local Government.
- HB 492**, introduced by Dozier. Referred to Committee on Taxation.
- HB 493**, introduced by Yardley, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 494**, introduced by Hannah, Fagg, J. Jensen. Referred to Committee on Judiciary.
- HB 495**, introduced by Hannah, Fagg, J. Jensen. Referred to Committee on Local Government.
- HB 496**, introduced by Ellison, J. Brown, Berg. Referred to Committee on Judiciary.
- HB 497**, introduced by Asay, Ellison, Hanson, Iverson, Compton. Referred to Committee on Labor and Employment Relations.
- HB 498**, introduced by Peck, Fabrega, Bachini, Iverson. Referred to Committee on Business and Industry.
- HB 499**, introduced by Ellison. Referred to Committee on Education and Cultural Resources.
- HB 501**, introduced by Farris, Christiaens, Eck, Berg, Mohar, R. Manning, Driscoll, Bachini, Darko, Howe, (By Request of the Human Rights Commission). Referred to Committee on Judiciary.
- HB 502**, introduced by Pavlovich, Quilici. Referred to Committee on Judiciary.
- HJR 12**, introduced by Swift, Bardanouve, Ream, Mueller, Marbut, J. Jensen, Eck, J. Brown, Donaldson, Phillips, Ramirez, Connelly, Ryan, Farris, Spaeth, Underdal, Christiaens, Yardley, Mohar, C. Smith, Vinger, Gage, Darko, Severson, Shaw, B. Brown, Halligan. Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 10**, introduced by Lynch, Pistoria, Elliott, Tveit, Stimatz, Harp, Waldron, (By Request of the Joint Subcommittee on Highways). Referred to Committee on Highways and Transportation.
- SB 82**, introduced by Lynch, McCallum, Neuman, Phillips, Stimatz, Daniels, Jacobson, Harrington. Referred to Committee on Highways and Transportation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Winslow in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 78 - That HB 78 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Curtiss, Ellison, Keyser, Ramirez, Vinger.

Total 5

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

HB 99 - That HB 99, second reading copy, be amended as follows:

1. Statement of intent, line 14.

Following: "for"

Strike: "a limited number of"

Insert: "a maximum of five"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Curtiss, Ellison, Hannah, Marks, Peck, Ramirez, Ryan, Spaeth, Stobie, Switzer, Thoft, Wallin.

Total 13

Excused: Neuman.

Total 1

Absent or not voting: Bertelsen.

Total 1

That HB 99, second reading copy, be further amended as follows:

1. Title, line 10.

Following: "MCA"

Insert: "AND PROVIDING AN EFFECTIVE DATE"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Ellison, Ramirez, Ryan, Stobie, Switzer, Thoft, Vinger.
Total 7

Excused: Neuman.
Total 1

Absent or not voting: Driscoll, Harrington.
Total 2

That HB 99, second reading copy, be further amended as follows:

1. Page 4.
Following: line 12
Insert: "Section 4. Effective date. This act is effective on passage and approval."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: Marks, Ramirez, Ryan, Solberg, Switzer, Wallin.
Total 6

Excused: Neuman.
Total 1

Absent or not voting: Bardanouve, Waldron.
Total 2

Representative Shontz excused at this time.

That HB 99, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Quilici, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 55

Noes: Asay, Bachini, Brand, Compton, Connelly, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Marks, Manuel, Mueller, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 44

Paired: Shontz, Aye; Ramirez, No.

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

HB 123 - That HB 123 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Ellison, Hannah, Hanson, Harp, Mueller, Stobie, Swift, Underdal, Vinger, Wallin.

Total 11

Excused: Neuman, Shontz.

Total 2

Absent or not voting: Bengtson, Brand.

Total 2

Representative Shontz present at this time.

HB 132 - That HB 132 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Hannah, Jacobsen, O'Connell, Pistoria, Ryan, Solberg, Stobie, Underdal.

Total 8

Excused: Neuman.

Total 1

Absent or not voting: Driscoll, Waldron.

Total 2

HB 134 - That HB 134, third reading copy, be amended as follows:

1. Title, line 10.

Following: "~~FEE~~;"

Insert: "REDUCING THE CATERING APPLICATION FEE;"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Neuman.

Total 1

Absent or not voting: Bardanouve, Dozier, Driscoll, Fagg, Hansen, Harrington, Vinger, Waldron.

Total 8

That HB 134, third reading copy, be further amended as follows:

1. Page 6, line 2.

Strike: "\$40"

Insert: "\$35"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Ellerd, Hansen, Jones, Keyser, Schultz, Stobie.

Total 6

Excused: Neuman.

Total 1

Absent or not voting: Asay, Dozier, Driscoll, Harrington, Kitselman, Ream.

Total 6

That HB 134, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ellerd, Jacobsen, R. Jensen, Jones, Pistoria, Ryan, Solberg, Stobie, Swift, Thoft, Underdal, Vinger.

Total 12

Excused: Neuman.

Total 1

Absent or not voting: Driscoll, Iverson, Marks, Menahan.

Total 4

HB 166 - That HB 166 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Ellison, Hemstad, McBride.

Total 3

Excused: Neuman.

Total 1

Absent or not voting: Abrams, Dozier, Driscoll, Hannah.

Total 4

HB 176 - That HB 176 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Hannah.

Total 1

Excused: Neuman.

Total 1

Absent or not voting: Connelly.

Total 1

Representative Shontz excused at this time.

HB 201 - That HB 201, second reading copy, be amended as follows:

1. Page 3, lines 8 and 9.

Following: "officer"

Strike: "or" through "hearing" on line 9

Insert: ". If briefs are to be submitted, but either or both of the parties fail to submit their brief on the date set by the hearing examiner at the close of the hearing on the matter, then the board shall issue a final order within 5 months after the date the last brief was ordered to be submitted. If no briefs are to be submitted, the board shall issue a final order within 5 months after the hearing"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Jacobsen, Solberg, Underdal.

Total 3

Excused: Neuman, Shontz.

Total 2

Absent or not voting: Manuel, Wallin.

Total 2

Representative Shontz present at this time.

That HB 201, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier,

Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Eudaily, Harp, Jacobsen, Jones, Kitselman, Koehnke, Marks, Mueller, Nordtvedt, Pistoria, Ramirez, Ryan, Seifert, Smith, Solberg, Thoft, Underdal, Wallin.

Total 23

Excused: Neuman.

Total 1

Absent or not voting: Stobie.

Total 1

HB 219 - That HB 219 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Harp, Koehnke, Marks, Shontz, Solberg.

Total 5

Excused: Neuman.

Total 1

Absent or not voting: Driscoll, Hansen, Saunders.

Total 3

HB 225 - That HB 225 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bengtson, Jacobsen, Keyser, Lybeck, Nordtvedt, Peck, Phillips, Ramirez, Ream, Ryan, Seifert, Shontz, Stobie, Swift.

Total 14

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

HB 226 - That HB 226 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bengtson, Jacobsen, Keyser, Peck, Ryan, Seifert, Shontz, Stobie, Swift.

Total 9

Excused: Neuman.

Total 1

Absent or not voting: Jones.

Total 1

HB 236 - That HB 236 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Addy, Brand, Driscoll.

Total 3

Excused: Neuman.

Total 1

Absent or not voting: Hammond, Saunders.

Total 2

HB 258 - That HB 258 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Neuman.

Total 1

Absent or not voting: Driscoll.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Winslow moved the adoption of the committee report. Report adopted. (95-2)

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/25/83

HB 244, introduced bill, be amended as follows:

1. Title, line 8.

Following: "MONTHS;"

Insert: "PROVIDING FOR REFUND OR CREDIT ON PREPAYMENT ON LOANS OR CONTRACTS EXCEEDING 61 MONTHS;"

2. Page 2.

Following: line 2

Insert: "(3) In any contract where the period of the contract exceeds 61 months, the amount of such refund is the portion of the original finance charge that is applicable to all fully unexpired months in the contract as originally scheduled or if deferred, as deferred, following the date of prepayment. For this purpose, the applicable charge is the charge that would have been earned for that period, if the contract were not precomputed, by applying to the unpaid principal balance, according to the actuarial method, the annual percentage rate disclosed pursuant to federal law, based on the assumption that all payments were made as originally scheduled."

3. Page 3, line 13.

Following: "(5)"

Insert: "(a)"

4. Page 4.

Following: line 1

Insert: "(b) When any loan contract, new loan, renewal, or otherwise, for a period of more than 61 months, is paid in full by cash one month or more before the final installment date, the licensee shall refund or credit the borrower with that portion of the total charges that is due the borrower that is applicable to all fully unexpired months in the contract as originally scheduled or if deferred,

as deferred, following the date of prepayment. For this purpose the applicable charge is the charge which would have been earned for that contract, if charges had not been precomputed, by applying to the unpaid principal balance, by the actuarial method, the annual percentage rate disclosed pursuant to federal law based on the assumption that all payments were made as originally scheduled. For all loans that may be subject to this section, charges are computed initially in the same manner used to determine the annual percentage rate."

And, as amended, do pass. Report adopted.

HB 338, do pass. Report adopted.

HB 339, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

1/25/83

HB 58, introduced bill, be amended as follows:

1. Title, line 6.

Following: "7-34-2417,"

Strike: "AND"

2. Title, line 7.

Following: line 6

Insert: "AND 53-2-322,"

3. Title, line 7.

Following: "MCA"

Strike: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 1, line 11.

Following: "commissioners"

Strike: "must"

Insert: "may"

5. Page 1, line 15.

Following: "operation of"

Insert: "county-owned or"

6. Page 1, line 16.

Following: "homes"

Insert: ", or other hospital facilities created under 7-8-2102, 7-34-2201, 7-34-2301, and 7-34-2502. "Hospital facilities" as used in this section means a hospital or hospital-related facility, including out-patient facilities, public health centers, rehabilitation facilities, long-term care facilities, and infirmaries"

7. Page 3.

Following: line 12

Insert: "Section 6. Section 53-2-322, MCA, is amended to read:

"53-2-322. County to levy taxes, budget, and make expenditures for public assistance activities. (1) The board of county commissioners in each county shall levy 13.5 mills for the county poor fund as provided by law or so much thereof as may be necessary. The board shall budget and expend so much of the funds in the county poor fund for public assistance purposes as will enable the county welfare department to pay the general relief activities of the county and to reimburse the department of social and rehabilitation services for the county's proportionate share of the administrative costs of the county welfare department and of all public assistance and its proportionate share of any other public assistance activity that may be carried on jointly by the state and the county.

(2) The amounts set up in the budget for the reimbursements to the department of social and rehabilitation services shall be sufficient to make all of these reimbursements in full. The budget shall make separate provision for each one of these public assistance activities, and proper accounts shall be established for the funds for all such activities.

(3) As soon as the preliminary budget provided for in 7-6-2315 has been agreed upon, a copy thereof shall without delay be mailed to the department of social and rehabilitation services, and at any time before the final adoption of the budget, the department shall make such recommendations with regard to changes in any part of the budget relating to the county poor fund as considered necessary in order to enable the county to discharge its obligations under the public assistance laws.

(4) The department of social and rehabilitation services shall promptly examine the preliminary budget in order to ascertain if the amounts provided for reimbursements to the department are likely to be sufficient and shall notify the county clerk of its findings. The board shall make such changes in the amounts provided for reimbursements, if any are required, in order that the county will be able to make the reimbursements in full.

(5) The board of county commissioners may not make any transfer from the amounts budgeted for reimbursing the department of social and rehabilitation services without having first obtained a statement in writing from the department to the effect that the amount to be transferred will not be required during the fiscal year for the purposes for which the amounts were provided in the budget.

(6) No part of the county poor fund, irrespective of the source of any part thereof, may be used directly or indirectly for the erection or improvement of any county building so long as the fund is needed for general relief expenditures by the county or is needed for paying the county's proportionate share of public assistance or its proportionate share of any other public assistance activity that may be carried on jointly by the state and the county. Expenditures for improvement of any county buildings used directly for care of the poor, except a county hospital or county nursing home, may be made out of any moneys in the county poor fund, whether such moneys are produced by the 13.5-mill levy provided for in subsection (1) of this section or from any additional levy authorized or to be authorized by law. Such expenditure shall be authorized only when any county building used for the care of the poor must be improved in order to meet legal standards required for such buildings by the department of health and environmental sciences and when such expenditure has been approved by the department of social and rehabilitation services."

NEW SECTION. Section 7. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

HB 212, do pass. Report adopted.

SB 13, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/20/83

HB 218, do pass. Report adopted.

HB 233, do pass. Report adopted.

1/25/83

HB 255, do pass. Report adopted.

HB 288, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "DEPARTMENT OF ADMINISTRATION"

Insert: "SECRETARY OF STATE"

Following: "TO"

Insert: "PAY OR"

2. Page 2, line 15.

Strike: "department of"

3. Page 2, line 16.

Strike: "administration"

Insert: "secretary of state"

Following: "shall"

Insert: "pay or"

And, as amended, do pass. Report adopted.

Adverse Committee Report

STATE ADMINISTRATION (Brand, Chairman):

1/25/83

HB 393, do not pass.

MOTIONS

Representative D. Brown moved that HB 472 be taken from the Select Committee on Economic Development and referred to the Committee on Natural Resources. Motion carried.

Representative Harrington moved that HB 31 be taken from the Select Committee on Economic Development and referred to the Committee on Taxation. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 100, introduced by Kemmis, Towe, Vincent, (By Request of the Governor). Referred to House Select Committee on Economic Development.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 18 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Underdal, Veleber, Vincent,

Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Abrams, Jacobsen, Jones, Seifert, Smith, Solberg, Stobie, Swift, Thoft.

Total 9

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

HB 28 passed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Miller, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Abrams, Addy, Bachini, Bardanouve, Dozier, Driscoll, Farris, Hansen, Jacobsen, J. Jensen, Kadas, Koehnke, Lybeck, Menahan, Metcalf, Nisbet, Peck, Ream, Saunders, Schye, Thoft, Waldron.

Total 22

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

HB 39 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bertelsen, Brand, Devlin, Ellison, Hand, Hemstad, Lybeck, Peck, Seifert.

Total 9

Excused: Neuman.

Total 1

Absent or not voting: Ryan, Switzer.

Total 2

HB 106 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Neuman.

Total 1

Absent or not voting: Connelly, Hansen.

Total 2

HB 215 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Peck.

Total 1

Excused: Neuman.

Total 1

Absent or not voting: Hansen, Schultz.

Total 2

SPECIAL ORDERS OF THE DAY

Representative Devlin moved that HB 237 be taken from the Committee on Local Government and referred to the Committee on Appropriations without recommendation. Motion failed. (45-45)

ANNOUNCEMENTS

The Chief Clerk announced that the Montana Seniors' Advocacy Assistance organization will be sponsoring a workshop on "How to Select a Nursing Home". It will be held on Wednesday, January 26, from 7:30 to 9:30 p.m.

The Speaker announced that Wednesday, January 26, at 5:00 p.m. is the deadline for introducing revenue bills.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 26, 1983.

Motion carried.

House adjourned at 6:09 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-FIRST LEGISLATIVE DAY

Helena, Montana
January 26, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the nineteenth legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced that today at 5:00 p.m. is the deadline for introducing revenue bills.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/25/83
Correctly printed: HB 246, HB 302, HB 342.
Correctly printed: HB 58, HB 68, HB 139, HB 191, HB 202, HB 210, HB 212, HB 218, HB 233, HB 244, HB 255, HB 257, HB 270, HB 286, HB 288, HB 301, HB 338, HB 339. 1/26/83
Considered correctly engrossed: HB 78, HB 123, HB 132, HB 166, HB 176, HB 219, HB 225, HB 226, HB 236, HB 258.
Correctly engrossed: HB 99, HB 134, HB 201.
Signed by the Speaker at 7:44 p.m., 1/25/83: HB 20, SB 46.
Delivered to the Governor for his approval at 11:08 a.m., 1/26/83: HB 20.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 1/26/83
HB 267, do pass. Report adopted.
HB 420, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 420

A statement of intent is required for House Bill 420 because it adds authority for the Department of Health and Environmental Sciences to adopt rules setting sanitation standards for work camps and youth camps. The law presently allows the department to set standards for trailer courts and tourist campgrounds ensuring a level of sanitation adequate to protect public health. The need for similar uniform state standards for work camps and youth camps has become apparent, largely because such facilities are not uniformly regulated across the state and are subject to local standards ranging from stringent to minimal. Therefore, it is the intent of House Bill 420 to give the department authority to set sanitation standards for both work camps and youth camps which ensure adequate facilities exist for proper sewage disposal, require storage and disposal of solid waste in a manner adequate to prevent contamination and spread of disease, ensure that food is handled and food service maintained in a manner sufficient to prevent food-related illness, ensure that water supplies are adequate and uncontaminated, and define general housekeeping practices needed to ensure sanitation.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 1/25/83

HB 198, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "fees"

Strike: "for"

Insert: "to recover the cost of"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 198

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Highways to adopt rules setting fees for the issuance of permits to use or occupy state highway right-of-way.

The Legislature intends that the Department have discretion to set such fees. Use of highway right-of-way is a benefit to adjoining landowners as well as other private users. The costs involved in issuing those permits should be borne by those who have the benefit rather than the public at large.

In exercising its discretion the Department should consider such factors as administrative costs, necessary inspections to insure compliance with the conditions under which such permits are issued, and value of the use of which a permit is issued.

The Department should also address whether the permit allows utilization of excess right-of-way or right-of-way along the roadway, and the purpose for which the permit is issued.

The Legislature intends that the fees for permits issued apply only to new permits. The Department shall not use this rulemaking authority as a revenue measure.

HB 205, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

1/26/83

HB 223, do pass. Report adopted.

HB 279, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

1/26/83

HB 152, introduced bill, be amended as follows:

1. Title, line 10.

Following: "DAY"

Insert: "UNLESS THERE HAS BEEN AN ERROR IN PRINTING ABSENTEE BALLOTS OR AN ABSENTEE BALLOT WAS DESTROYED"

2. Page 2, line 5.

Following: "effect"

Strike: "Effect"

Insert: "Authority to vote in person — printing error or ballot destroyed — effect"

3. Page 2.

Following: line 11

Insert: "(1) If an elector has voted by absentee ballot but the absentee ballot contains printing errors or omissions or if the absentee ballot was destroyed, the elector may vote in person in any manner at his polling place."

4. Page 2, line 11.

Following: “(2)”

Insert: “(2)”

5. Page 3.

Following: line 22

Insert: “(2) The unopened absentee ballot envelope of an elector who has voted in person as provided in 13-13-204 must be marked “voted in person” and initialed by a majority of the election judges.”

Renumber: subsequent subsections

6. Page 4, line 16.

Following: “room”

Strike: “in the county courthouse”

Insert: “separate from where ballots are being cast”

7. Page 4, line 24.

Following: “open”

Insert: “and must remain sequestered until the closing of the polls”

8. Page 5.

Following: line 8

Insert: “NEW SECTION. Section 6. Notices relating to counting board for absentee ballots. Whenever a counting board for absentee ballots is appointed under 13-4-101, the election administrator shall:

(1) publish in the contracted newspaper of the county as provided in 7-5-2411 a notice indicating that such a method will be used for counting absentee ballots;

(2) post in a conspicuous location at the office of the election administrator, by 5 p.m. of the day before an election, a notice that indicates the place and time the counting board for absentee ballots will meet on election day. The notice must inform the public that any person observing the procedures of the counting board must be sequestered with the board until the polls are closed and the counting board is released and must take the oath provided in [section 5].”

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 193, introduced bill, be amended as follows:

1. Title, line 4.

Following: “DELINEATING”

Strike: “SPECIFIC”

2. Page 1, line 17.

Following: “~~technical,~~”

Strike: “medical, nursing, architectural, financial,”

Insert: “professional, technical,”

3. Page 1.

Following: line 20

Insert: “(3) In subsection (2) each of the enumerated services are intended to include only those services that require advanced or specialized intellectual education, knowledge, and training and that involve exercise of discretion and judgment. Such services do not include services characterized as routine mental, manual, physical or mechanical.”

And, as amended, do pass. Report adopted.

HB 172, do pass. Report adopted.

HB 237, do pass. Report adopted.

HB 239, do pass. Report adopted.

HB 248, introduced bill, be amended as follows:

1. Page 2, line 13.

Following: "county"

Insert: ", for that area of the county not within the corporate limits of a city or town,"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

1/26/83

HB 122, do pass. Report adopted.

HB 135, do pass. Report adopted.

HB 207, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 207

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Health and Environmental Sciences to adopt rules prescribing:

(1) examination procedures for certifying water and wastewater operators;

(2) continuing education requirements for certified water and wastewater operators;

(3) requirements for issuance of temporary certificates to water and wastewater operators.

As prescribed in section 6 of the bill, the examination procedures for certifying operators shall constitute a reasonable basis for determining whether or not an applicant is qualified to operate a water or wastewater plant. The continuing education requirements shall provide a fair and reasonable basis for ensuring that certified operators remain qualified.

The requirements for issuance of a temporary certificate as prescribed in section 8 shall include a list of elements constituting "good cause".

HB 287, do pass. Report adopted.

TAXATION (Yardley, Chairman):

1/26/83

HB 227, do pass. Report adopted.

HB 264, do pass. Report adopted.

Adverse Committee Reports

LOCAL GOVERNMENT (McBride, Chairman):

1/26/83

HB 240, introduced bill, be amended as follows:

1. Title, line 6.

Following: "TO"

Strike: "60 PERCENT OF THE FREEHOLDERS"

Insert: "A MAJORITY OF THE OWNERS OF PARCELS"

2. Title, line 7.

Following: line 6

Insert: "PROVIDING FOR A METHOD OF PETITIONING FOR A SECRET VOTE ON THE QUESTION BY SUCH OWNERS,"

3. Page 3, line 8.

Following: "district"

Strike: ","

Insert: “, except as provided in subsection (7).”

4. Page 3.

Following: line 8

Strike: lines 9 through 11 in their entirety

5. Page 3, line 12.

Following: line 11

Strike: “of the regulations”

Insert: “(7) (a) If persons whose names appear on the last completed assessment roll and who represent 25% or more of the freehold parcels with the district have protested the establishment of the district or the adoption of the regulations the board of county commissioners shall call for a mail referendum on the resolution.

(b) Within 10 days of the close of the protest period, the board of county commissioners shall poll by registered letter all persons with the district whose names appear on the last completed assessment roll regarding approval or disapproval of the resolution. One ballot shall be mailed for each parcel within the district. Each ballot must indicate the names of the persons qualified to cast the ballot. The ballot must contain an explanation of:

(i) the resolution; and

(ii) the polling procedure.

(c) Ballots must be received by the board of county commissioners for a period of 30 days following the polling. Votes shall be tabulated on a one vote per parcel basis and fractional votes must be accepted. Votes shall be secret.

(d) If a majority of the votes tabulated disapprove of the resolution”

And, as amended, do not pass.

TAXATION (Yardley, Chairman):

1/26/83

HB 206, do not pass.

HB 261, do not pass.

HB 168 - Representative Yardley moved that the adverse committee report on HB 168 be adopted. Representative Pistoria made a substitute motion that HB 168 be referred to the Committee on Taxation. Motion carried.

HB 188 - Representative Yardley moved that the adverse committee report on HB 188 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Bachini, Bardanouve, Bengtson, Daily, Driscoll, Ernst, Hand, Hannah, Hanson, Hemstad, R. Jensen, Kitselman, Koehnke, Lybeck,

McCormick, Marks, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Schultz, Waldron, Winslow.

Total 26

Excused: Curtiss.

Total 1

Absent or not voting: Brand, Dozier, Shontz.

Total 3

HB 241 - Representative Yardley moved that the adverse committee report on HB 241 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Harrington, Keenan, McBride, Nilson, Ream, Spaeth, Underdal, Waldron.

Total 8

Excused: Curtiss.

Total 1

Absent or not voting: Brand, Dozier, Peck, Shontz.

Total 4

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/25/83

SB 2, introduced by Aklestad

SB 20, introduced by Goodover

SB 48, introduced by Towe

SB 61, introduced by Norman

SB 65, introduced by Halligan

SB 70, introduced by Eck, Norman, Bergene, et al.

SB 127, introduced by Hazelbaker, Manuel

SB 153, introduced by Haffey, B. Brown, Eudaily, et al.

MOTIONS

Representative Hannah moved that consideration on HB 221 be passed for the day. Motion carried.

Representative Driscoll moved that the House reconsider its do pass action on HB 166, second reading on the twentieth legislative day. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin,

Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Connelly, Donaldson, Ellison, Ernst, Eudaily, Hanson, Iverson, Jacobsen, R. Jensen, Lory, Mueller, Peck, Phillips, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin.

Total 24

Excused: Curtiss.

Total 1

Absent or not voting: Brand, Jones.

Total 2

Representative Driscoll moved that HB 166 be taken from engrossing and returned to second reading. Motion carried.

Representative Farris moved that Addy, Driscoll, Schye, Saunders, Koehnke, Hammond, Vincent, Waldron, Kadas, Nilson, and Miller be added as sponsors to HB 300. Motion carried.

Representative Swift moved that Addy be added as a sponsor to HJR 12. Motion carried.

Representative Fabrega moved that Yardley and Keyser be added as sponsors to HB 70. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow for the introduction of a Revenue Oversight Committee bill. Motion carried.

Representative J. Jensen moved that Addy be added as a sponsor to HB 396 and HB 398. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 400, introduced by Waldron, Bergene, Ramirez, Jacobson, Ellison, Regan, Vincent, Hemstad, O'Connell, Marks, Bengtson, Curtiss, Farris, J. Brown, Connelly, Howe, Hansen, Eck, Hanson, Darko, Hart, Holliday, McBride, Fabrega, Harp, Asay, Brand, Keyser, Iverson, Kemmis, Bertelsen, Quilici, Keenan, D. Brown, Eudaily, Kitselman, Bardanouve, Fagg, Shontz, Schye, Lynch, Lory, Donaldson, Nisbet, Addy, J. Jensen, Kadas, J. Hammond, Lybeck, Nilson, Metcalf, Ream, Veleber, Roush, Mohar, Harper, Kennerly, Yardley, Harrington, Marbut, Van Valkenburg, Dozier, Manuel, Williams, Ernst, Mueller, Hand, Menahan, Zabrocki, Nordtvedt, Fuller, Halligan, Driscoll, Schultz, Phillips. (By Request of the Governor's Office). Referred to Committee on Appropriations.

HB 503, introduced by Miller, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.

HB 504, introduced by Zabrocki, Curtiss, Brand, Bachini, Jacobson, Vincent, Asay, Pavlovich, Bengtson, Quilici, Devlin, Menahan, Shontz,

- Turnage, Galt, Boylan, Jacobsen, Daniels, E. Smith, Hazelbaker, Pistoria, Ramirez, O'Connell, Connelly, Peck, Farris, Roush, Veleber, Kennerly, Holliday, Harrington, McCormick, Driscoll, Kadas, J. Hammond, McCallum, D. Brown, Dozier, Harper, B. Brown, Manuel, Addy, Schye, Hansen, Nilson, R. Manning, Stimatz, Lynch, Fuller, Hart, Norman, Waldron, Metcalf, Yardley, Vinger, Mohar, Haffey, Williams, Conover, Gage, Lee, Mazurek, Thomas, Towe, Howe. Referred to Committee on Labor and Employment Relations.
- HB 505**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 506**, introduced by Yardley, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 507**, introduced by Hannah, Fagg. Referred to Committee on Judiciary.
- HB 508**, introduced by McBride, Stimatz. Referred to Committee on Education and Cultural Resources.
- HB 509**, introduced by Asay, Spaeth. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 510**, introduced by Jones, C. Smith, Lory, Eudaily, Underdal, Curtiss, Elliott, Bergene, Lynch, Galt, Jacobson, Dover, Asay, Ellison, Donaldson, Ryan, Vinger, Solberg, Stobie, Kitselman, Wallin, Devlin, Harp, Fagg, Ellerd, Thoft, Iverson, Winslow, Keyser, Switzer, Compton, Ramirez, Schultz, Brand, Marks, Seifert, Swift, Phillips, Bertelsen, Miller, Menahan, Bliss, Ernst, Hanson, Eck, Nordtvedt, Gage, Jacobsen, Blaylock, Turnage, Hazelbaker, Severson, Hager, B. Brown, Berg, Marbut. Referred to Committee on Appropriations.
- HB 511**, introduced by Bardanouve, Norman, Veleber, Peck, Vincent, Kadas, Bachini, Wallin, Sands, Fagg, Bertelsen, Mohar, Farris, Eck, (By Request of the Office of Budget and Program Planning). Referred to Committee on Taxation.
- HB 512**, introduced by McCormick, Dozier, Driscoll, Pavlovich, Harrington, Quilici, Daily, Menahan, J. Jensen, Saunders, McBride, Darko, Nisbet, Addy, Brand, O'Connell, Farris, Schye, Pistoria. Referred to Committee on Labor and Employment Relations.
- HB 513**, introduced by Pavlovich, D. Brown, Menahan, (By Request of the Board of Chiropractors). Referred to Committee on Human Services.
- HB 514**, introduced by Spaeth, (By Request of the Department of Administration). Referred to Committee on Labor and Employment Relations.
- HB 515**, introduced by R. Jensen, Solberg, Ryan, Stobie, Asay, Ellison, Manuel, Devlin, J. Jensen, Saunders, Ream. Referred to Committee on Fish and Game.
- HB 516**, introduced by Addy, Waldron, J. Jensen. Referred to Committee on Judiciary.
- HB 517**, introduced by Keenan, Vincent, Harrington, Menahan, Jacobson, Harper, Roush, Bergene, Haffey, Holliday, Blaylock, Daily, Marks, Spaeth. Referred to Committee on Human Services.
- HJR 13**, introduced by Nordtvedt, Phillips, D. Brown, Bengtson, Fabrega, Bertelsen, Bergene, Sales, Curtiss, Williams, Ream, Ellison, Ryan, Stobie, Underdal, Turnage, O'Connell, Iverson, Roush, Manuel, Jacobsen, Harp, Hemstad, Pavlovich, Devlin, Shontz, Mueller, Miller, Asay, Kitselman, Hannah, Fagg, Vinger, Ellerd, Thoft, Howe, Yardley, Marks, Ramirez, Switzer, Compton, Wallin, Norman, Sands, R. Jensen, B. Brown. Referred to Committee on Human Services.

The following Senate bills were introduced, read first time, and referred to committees:

SB 2, introduced by Aklestad, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.

SB 20, introduced by Goodover, (By Request of the Legislative Council). Referred to Committee on Legislative Administration.

SB 48, introduced by Towe. Referred to Committee on State Administration.

SB 61, introduced by Norman. Referred to Committee on Human Services.

SB 65, introduced by Halligan. Referred to Committee on Judiciary.

SB 70, introduced by Eck, Norman, Bergene, Jacobson, Hansen. Referred to Committee on Human Services.

SB 127, introduced by Hazelbaker, Manuel, (By Request of the Board of Crime Control). Referred to Committee on Judiciary.

SB 153, introduced by Haffey, B. Brown, Eudaily, Quilici, Keating, Daily, Keenan, Berg, Stimatz, Jacobson, Crippen, Daniels, (By Request of the Board of Public Education). Referred to Committee on Education and Cultural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Menahan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 37 - Representative Schultz moved that HB 37 do pass. Representative Ramirez made a substitute motion that consideration on HB 37 be passed until the twenty fourth legislative day. The substitute motion carried.

HB 165 - That HB 165 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Ellison, Hannah, Kadas, Keyser, Menahan, Peck, Seifert, Stobie, Underdal, Veleber.

Total 10

Excused: Curtiss.

Total 1

Absent or not voting: Driscoll, Marks, Yardley.

Total 3

HB 192 - Representative Schultz moved that HB 192 be placed below HB 166. Motion carried.

HB 203 - That HB 203 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Underdal.

Total 1

Excused: Curtiss.

Total 1

Absent or not voting: Daily, Darko, Eudaily, Marks, Miller, Stobie, Switzer.

Total 7

HB 211 - That HB 211 do pass. Motion failed as follows:

Ayes: Addy, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Saunders, Schye, Smith, Spaeth, Veleber, Williams, Zabrocki.

Total 40

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Kemmis, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 59

Excused: Curtiss.

Total 1

Absent or not voting: None.

Total 0

That HB 211 do not pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 62

Noes: Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Howe, J. Jensen, Keenan, Kennerly, Koehnke, Lybeck, McBride, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Swift, Williams, Zabrocki.

Total 36

Excused: Curtiss.

Total 1

Absent or not voting: Iverson.

Total 1

HB 214 - That HB 214 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Curtiss.

Total 1

Absent or not voting: Spaeth.

Total 1

HB 224 - That HB 224 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 99

Noes: None.

Total 0

Excused: Curtiss.

Total 1

Absent or not voting: None.

Total 0

HB 229 - That HB 229 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: Kemmis.

Total 1

Excused: Curtiss.

Total 1

Absent or not voting: None.

Total 0

HB 249 - That HB 249 do pass. Motion failed as follows:

Ayes: Asay, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ernst, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Marks, Metcalf, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vinger, Wallin.

Total 36

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Underdal, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 64

Paired: Curtiss, Aye; Vincent, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 249 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Schye, Shontz, Smith, Spaeth, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 61

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Marks, Metcalf, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Wallin, Winslow.

Total 38

Paired: Vincent, Aye; Curtiss, No.

Excused: None.

Total 0

Absent or not voting: Dozier.

Total 1

HB 253 - That HB 253 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Stobie.

Total 1

Excused: Curtiss.

Total 1

Absent or not voting: Asay, Iverson, O'Connell.

Total 3

Representative Waldron excused at this time.

HB 347 - That HB 347, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bachini, Bengtson, Connelly, Darko, Driscoll, Ellison, Ernst, Hammond, Hand, Hannah, Hanson, Hart, Kemmis, Kitselman, Koehnke, McBride, McCormick, Menahan, Metcalf, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ream, Sands, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 38

Noes: Abrams, Addy, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Devlin, Donaldson, Eudaily, Fabrega, Farris, Hansen, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Quilici, Ramirez, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Williams, Yardley.

Total 53

Excused: Curtiss, Waldron.

Total 2

Absent or not voting: Dozier, Ellerd, Fagg, Harrington, Jones, Underdal, Veleber.

Total 7

That HB 347 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hanson, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Saunders, Schultz, Seifert, Spaeth, Vincent, Vinger, Williams, Winslow, Yardley.

Total 63

Noes: Asay, Bachini, Bengtson, Bertelsen, Ellerd, Ellison, Ernst, Farris, Hannah, Hansen, Hart, Kemmis, McBride, Metcalf, Neuman, Nordtvedt, Peck, Ream, Roush, Sales, Sands, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Zabrocki.

Total 32

Excused: Curtiss, Waldron.

Total 2

Absent or not voting: Harp, Harrington, Veleber.

Total 3

HB 166 - That HB 166, second reading copy, be amended as follows:

1. Page 3, line 25.

Following: "ANY"

Insert: "routine and regularly performed maintenance or repair"

2. Page 4, line 1.

Following: "STAFF"

Insert: "whose regular employment with such school district is related to the routine performance of maintenance for such district"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Asay, Bliss, Ellerd, Ellison, Hannah, Jones, Peck, Phillips, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer.

Total 17

Excused: Curtiss, Waldron.

Total 2

Absent or not voting: Harp, Thoft, Underdal.

Total 3

That HB 166, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Ryan, Solberg, Stobie.

Total 3

Excused: Curtiss, Waldron.

Total 2

Absent or not voting: Hansen, Jones, Thoft.

Total 3

Representative Underdal excused at this time.

HB 192 - That HB 192 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Addy, D. Brown, Driscoll, Farris, J. Jensen, Kemmis, McCormick, Menahan, Ream, Saunders, Spaeth.

Total 11

Excused: Curtiss, Underdal, Waldron.

Total 3

Absent or not voting: Bertelsen.

Total 1

HB 15 - That Senate amendments to HB 15 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser,

Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: None.
Total 0

Excused: Curtiss, Underdal, Waldron.
Total 3

Absent or not voting: None.
Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Menahan moved that the committee of the whole report be deemed read. Motion carried. Chairman Menahan moved the adoption of the committee report. Report adopted. (92-3)

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

1/26/83

HB 85, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "and"

Insert: "the following"

2. Page 2, line 5.

Following: "birds"

Strike: "such as"

Insert: ":",

3. Page 2, line 18.

Following: "vertebrate pests."

Insert: "Management is the correct identification of a vertebrate pest, recognition of its biology and environmental needs, assessment of the pest's damage, injury, or nuisance to agriculture, industry, or the public prior to selecting and implementing any integrated or individual control methods to reduce, prevent, or suppress these damages, nuisances, or injuries, and evaluating the effects of these control methods."

And, as amended, do pass. Report adopted.

HB 324, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

1/26/83

HB 110, introduced bill, be amended as follows:

1. Page 4, lines 8 through 16.

Following: "proposals" on line 8

Strike: remainder of line 8 through "agency" on line 16

Insert: "are heard by the legislative appropriations subcommittee that hears the budget requests of the Montana arts council and the Montana historical society."

(4) Grant proposals approved by the legislature are administered by the Montana arts council"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 110

A statement of intent is required for this bill because it grants rulemaking authority to the Montana Historical Society and the Montana Arts Council for the purpose of specifying the criteria the advisory committee shall use when evaluating and making recommendation on cultural and aesthetic grant proposals submitted to the legislature.

It is contemplated that the Montana Historical Society and the Montana Arts Council will adopt rules that specify the following general criteria that the advisory committee will consider in making recommendations:

(1) Quality - ability/experience of project staff; excellence of performers.

(2) Cultural impact - how important is the project to the cultural development of the state? Will the project stimulate a large number of people or a number of communities?

(3) Project diversity - a variety of different interests and disciplines should be served.

(4) Geographical diversity - to the extent possible, the grants should assist the entire state.

(5) Project costs - if grant funds are limited, some preference should be given to projects requiring smaller grants.

(6) Seed money requests - will a grant enable the project or its sponsors to generate other funds or otherwise to make the project self-supporting?

(7) Availability/appropriateness - have applicants attempted to procure other funds? Are there other sources that are appropriate?

(8) Self-help - does the applicant seek full funding from coal tax funds, or has he arranged alternate financing to the extent possible?

(9) Creativity - is the project so innovative, beneficial, and practical that by example it will stimulate other projects?

HB 274, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

1/25/83

HB 130, introduced bill, be amended as follows:

1. Title.

Following: line 4

Strike: "MANUFACTURE, POSSESSION,"

2. Title, line 5.

Following: "SALE,"

Insert: "POSSESSION FOR SALE,"

3. Title, line 6.

Following: "OF"

Strike: "PHARMACY"

Insert: "PHARMACISTS"

4. Page 1, line 12.

Following: "through"

Strike: "7"

Insert: "6"

5. Page 1, line 16.

Following: "drug,"

Strike: "which by dosage unit features"

Insert: "but that is expressly or impliedly represented to be a dangerous drug or to simulate the effect of a dangerous drug and the appearance of which"

6. Page 1, line 17.

Following: "markings,"

Strike: "or by express or implied representation appears to be"

Insert: "would lead a reasonable person to believe that the substance is"

7. Page 1.

Following: line 19

Strike: subsection (3) in its entirety

8. Page 1.

Following: line 23

Strike: section 2 in its entirety

Renumber: subsequent sections

9. Page 2, line 17.

Following: "drug"

Strike: "to an adult"

10. Page 2, line 18.

Following: "he"

Insert: "knowingly or purposely"

11. Page 2, line 20.

Following: "drug"

Strike: remainder of line 20 through "older"

12. Page 2.

Following: line 20

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

13. Page 3, line 2.

Following: "to"

Strike: "an adult"

Insert: "a person 18 years of age or older"

14. Page 3, line 3.

Following: "not"

Strike: "less than 2 years or"

15. Page 3, line 4.

Following: "\$25,000"

Strike: ", except as provided in 46-18-222"

16. Page 3, line 7.

Following: "a"

Strike: "minor"

Insert: "person under the age of 18"

17. Page 3, line 8.

Following: "not"

Strike: "less than 2 years or"

18. Page 3, line 9.

Following: "\$50,000"

Strike: “, except as provided in 46-18-222”

19. Page 3, line 12.

Following: “drug”

Insert: “with purpose to sell”

20. Page 3, line 14.

Following: the first “drug” on line 14

Insert: “with purpose to sell”

21. Page 3, line 14.

Following: “possesses”

Insert: “with purpose to sell”

22. Page 3, line 16.

Following: “drug”

Strike: remainder of subsection (2) in its entirety

Insert: “with purpose to sell shall be imprisoned in the state prison for a term of not more than 5 years and may be fined not more than \$25,000.”

23. Page 3.

Following: line 24

Strike: subsection (3) in its entirety

24. Page 4, line 6.

Following: “he”

Insert: “knowingly or purposely”

25. Page 4, line 14.

Following: “not”

Strike: “less than 5 years or”

26. Page 4, line 16.

Strike: section 6 in its entirety

Renumber: subsequent sections

27. Page 5, line 2.

Following: “[Sections”

Strike: “3 and”

Insert: “2 through”

28. Page 5, line 5.

Following: “possess”

Insert: “with purpose to sell”

29. Page 5.

Following: line 5

Strike: subsection (b) in its entirety

Renumber: subsequent subsections

30. Page 5, line 10.

Following: “possessing”

Insert: “with purpose to sell”

31. Page 5, line 14.

Following: “who”

Strike: “manufactures,”

32. Page 5.

Following: line 14

Strike: “distributes,”

33. Page 5, line 15.

Following: "possesses"

Insert: "with purpose to sell"

34. Page 5, line 21.

Following: "possession"

Insert: "with purpose to sell,"

35. Page 6, line 2.

Following: "drugs"

Strike: "or"

Insert: ", criminal sale of"

36. Page 6, line 3.

Following: "drugs,"

Insert: "criminal possession of dangerous drugs with purpose to sell,"

37. Page 6, line 12.

Following: "through"

Strike: "7"

Insert: "6"

38. Page 6, line 14.

Following: "through"

Strike: "7"

Insert: "6"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/26/83

HB 275, do pass. Report adopted.

HB 276, do pass. Report adopted.

HB 303, do pass. Report adopted.

Adverse Committee Reports

HB 295, do not pass.

HB 393 - Representatives Driscoll, McCormick, J. Hammond, Brand, Hand, Bardanouve, Koehnke, Menahan, Saunders, Bengtson, Addy, Harper, Nilson, Ream, J. Brown, Spaeth, J. Jensen, Shontz, D. Brown, and Dozier objected to the adverse committee report on HB 393, and requested that the bill be printed and placed on second reading.

1/25/83

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Bertelsen excused at this time.

HB 94 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg,

Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bertelsen, Curtiss, Underdal, Waldron.

Total 4

Absent or not voting: None.

Total 0

HB 127 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Bertelsen, Curtiss, Underdal, Waldron.

Total 4

Absent or not voting: Devlin, Schye.

Total 2

HB 113 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Koehnke.

Total 1

Excused: Bertelsen, Curtiss, Underdal, Waldron.

Total 4

Absent or not voting: None.

Total 0

Representative Mueller excused at this time.

HB 128 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Bertelsen, Curtiss, Mueller, Underdal, Waldron.

Total 5

Absent or not voting: None.

Total 0

HB 158 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bengtson, D. Brown, Jacobsen, Koehnke, Marks.

Total 5

Excused: Bertelsen, Curtiss, Mueller, Underdal, Waldron.

Total 5

Absent or not voting: None.

Total 0

Representative Mueller present at this time.

HB 169 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands,

Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Driscoll, J. Jensen.

Total 2

Excused: Bertelsen, Curtiss, Underdal, Waldron.

Total 4

Absent or not voting: None.

Total 0

Representative Mueller excused at this time.

HB 179 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Bertelsen, Curtiss, Mueller, Underdal, Waldron.

Total 5

Absent or not voting: Brand.

Total 1

HB 181 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Ellerd, Hemstad, Keyser, Peck, Sales, Schultz, Thoft.

Total 7

Excused: Bertelsen, Curtiss, Mueller, Underdal, Waldron.

Total 5

Absent or not voting: Menahan, Saunders.

Total 2

HB 216 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schye, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Asay, Brand, Daily, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Marks, Ramirez, Sands, Schultz, Seifert, Solberg, Stobie, Switzer, Thoft.

Total 24

Excused: Bertelsen, Curtiss, Mueller, Underdal, Waldron.

Total 5

Absent or not voting: None.

Total 0

MOTIONS

Representative Fagg moved that the rules be temporarily suspended to allow for the introduction of five bills. Motion carried.

ANNOUNCEMENTS

The Chief Clerk announced that Washington State Senator Jack Metcalf will speak at an information session this evening at 7:00 p.m. in the former Supreme Court chambers. Everyone is invited to attend.

The Chief Clerk announced that Larry McDonald, Executive Director of the Wyoming Industrial Development Corporation, will be the featured panelist at a meeting scheduled for 5:00 p.m., Thursday, January 27, in the former Supreme Court chambers. Capital companies and capital company investments will be the main discussion topic. All representatives are invited.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 27, 1983.

Motion carried.

House adjourned at 6:47 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-SECOND LEGISLATIVE DAY

Helena, Montana
January 27, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Fagg, Spaeth, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twentieth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/27/83
Correctly printed: HB 85, HB 110, HB 122, HB 130, HB 135, HB 152, HB 172, HB 193, HB 198, HB 205, HB 207, HB 223, HB 227, HB 237, HB 239, HB 248, HB 264, HB 267, HB 274, HB 275, HB 276, HB 279, HB 287, HB 303, HB 324, HB 393, HB 420.
Considered correctly engrossed: HB 165, HB 192, HB 203, HB 214, HB 224, HB 229, HB 253, HB 347.
Correctly engrossed: HB 166.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 1/27/83

HB 273, introduced bill, be amended as follows:

1. Title, line 5.
Following: "TO"
Strike: "ASSIGN"
Insert: "REQUEST"
2. Page 1, line 10.
Following: "Section 1."
Strike: "Assignment"
Insert: "Request"
3. Page 1, line 11.
Following: "(1)"
Strike: "The"
Insert: "By June 1 of each year, the"
4. Page 1, line 12.
Following: "may"
Strike: "assign"
Insert: "request"
5. Page 1, line 13.
Following: "conduct"
Strike: "a"
Insert: "certain"
Following: "school"
Strike: "election"
Insert: "elections during the ensuing school fiscal year"
6. Page 1, lines 14 and 15.
Following: "administrator"

Strike: "is" on line 14 through "assigned" on line 15

Insert: "agrees"

7. Page 1, line 24.

Following: "trustees"

Strike: "assign"

Insert: "request"

8. Page 2, line 6.

Following: "trustees"

Strike: "assign"

Insert: "request"

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

1/27/83

HB 234, do pass. Report adopted.

HB 272, do pass. Report adopted.

HB 280, do pass. Report adopted.

HB 323, do pass. Report adopted.

HB 331, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "convicted"

Strike: "of criminal possession of a toxic substance"

Insert: "under this section"

2. Page 1, line 21.

Following: "exceed"

Strike: "\$1,000"

Insert: "\$500"

And, as amended, do pass. Report adopted.

HB 369, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: "clearly"

Strike: "and explicitly"

Following: "state"

Strike: "in detail"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

1/26/83

HJR 2, introduced bill, be amended as follows:

1. Title, line 6.

Following: "SUBCOMMITTEE"

Strike: "STUDY"

Insert: "EXAMINE"

Following: "ON"

Insert: "STATE AND LOCAL GOVERNMENT SERVICES IN"

2. Page 1, line 11.

Following: "plant"

Strike: "will"

Insert: "may"

3. Page 1, line 14.

Following: "substantial"

Strike: "local"

Following: "on"

Insert: "state and local government services in"

4. Page 1, line 15.

Following: "Dakota"

Strike: "communities"

5. Page 1, line 21.

Following: "plant"

Insert: "upon the provision of state and local government services"

6. Page 1, line 25.

Following: "Subcommittee"

Strike: "study"

Insert: "examine"

7. Page 2, line 1.

Following: "on"

Insert: "state and local government services in"

8. Page 2, line 3.

Following: "to"

Strike: "study"

Insert: "examine"

9. Page 2, line 4.

Following: "upon"

Insert: "state and"

10. Page 2, line 5.

Following: "local"

Strike: "governments"

Insert: "government services"

11. Page 2, line 8.

Following: "be"

Strike: "accomplished"

Insert: "coordinated"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

1/27/83

HB 368, do not pass.

TAXATION (Yardley, Chairman):

1/27/83

HB 340, do not pass.

HB 341, do not pass.

HB 206 - Representative Yardley moved that the adverse committee report on HB 206 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Smith, Solberg, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bliss, Ellerd, Ernst, Phillips, Pistoria, Ramirez, Sales, Schultz, Seifert, Stobie, Thoft, Underdal, Winslow.

Total 13

Excused: Curtiss, Fagg, Spaeth.

Total 3

Absent or not voting: Shontz.

Total 1

HB 240 - Representative McBride moved that the adverse committee report on HB 240 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Hannah, Hansen, Hemstad, Howe, J. Jensen, Switzer, Waldron, Williams.

Total 9

Excused: Curtiss, Fagg, Spaeth.

Total 3

Absent or not voting: Driscoll.

Total 1

HB 261 - Representative Yardley moved that the adverse committee report on HB 261 be adopted. Representative D. Brown made a substitute motion that HB 261 be referred to the Committee on Taxation. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, D. Brown, J. Brown, Compton, Connelly, Daily, Ellerd, Eudaily, Hammond, Hand, Hansen, Harp, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Stobie, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 54

Noes: Bachini, Bardanouve, Bertelsen, Bliss, Brand, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Farris, Hannah, Hanson, Harper, Hemstad, Holliday, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Marks, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Thoft, Vinger, Waldron.

Total 40

Excused: Curtiss, Fagg, Spaeth.

Total 3

Absent or not voting: Asay, Ellison, Menahan.

Total 3

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent,
Chairman): 1/27/83

HJR 6, introduced bill, be amended as follows:

1. Title, line 9.

Following: "TO"

Strike: "OFFER"

Insert: "ENCOURAGE THE OFFERING OF"

2. Page 2, line 2.

Following: "to"

Strike: "offer"

Insert: "encourage the offering of"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 1/26/83

HB 74, introduced by Fabrega

Senate bills passed and transmitted to the House for concurrence: 1/26/83

SB 22, introduced by Jacobson

SB 81, introduced by Lynch, Jacobson, Stimatz, et al.

SB 88, introduced by Fuller, J. Brown

SB 91, introduced by Graham

SB 122, introduced by Keating, Fuller, Donaldson

SB 128, introduced by Hazelbaker, Blaylock, Menahan, et al.

SB 149, introduced by Hammond, Peck, B. Brown, et al.

SB 151, introduced by Galt, Turnage

SB 160, introduced by Kolstad, Galt, et al.

SJR 7, introduced by Goodover, Turnage, Kolstad, et al.

House bill concurred in and returned to the House: 1/26/83

HB 10, introduced by Curtiss

MOTIONS

Representative Quilici moved that HB 286 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Quilici moved that HB 288 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Devlin moved that HB 237 be taken from printing and referred to the Committee on Appropriations. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 518**, introduced by Donaldson. Referred to Committee on Appropriations.
- HB 519**, introduced by Peck. Referred to Committee on Education and Cultural Resources.
- HB 520**, introduced by Roush, Winslow, Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Taxation.
- HB 521**, introduced by Vincent. Referred to Committee on State Administration.
- HB 522**, introduced by Hand, Bliss, Pistoria, O'Connell. Referred to Committee on State Administration.
- HB 523**, introduced by Keyser, Manuel, Hazelbaker, Van Valkenburg, (By Request of the Board of Crime Control). Referred to Committee on Business and Industry.
- HB 524**, introduced by Darko, Christiaens, Berg, Halligan, R. Manning, Dozier, Bergene, O'Connell, J. Brown, Connelly, Bachini, (By Request of the Human Rights Commission). Referred to Committee on Judiciary.
- HB 525**, introduced by Darko, Christiaens, Berg, Halligan, R. Manning, Dozier, Bergene, Connelly, O'Connell, J. Brown, Bachini, (By Request of the Human Rights Commission). Referred to Committee on Labor and Employment Relations.
- HB 526**, introduced by C. Smith, Jones, Brand, Lynch, Elliott, McCallum, Seifert, Harp. Referred to Committee on Appropriations.
- HB 527**, introduced by Schye, Etchart. Referred to Committee on Taxation.
- HB 528**, introduced by Bengtson, Bertelsen, Donaldson, McCallum. Referred to Committee on State Administration.
- HB 529**, introduced by Harper, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- HB 530**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 531**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 532**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on Labor and Employment Relations.
- HB 533**, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on State Administration.
- HB 534**, introduced by J. Jensen. Referred to Committee on Business and Industry.
- HB 535**, introduced by Addy. Referred to Committee on Labor and Employment Relations.
- HB 536**, introduced by Neuman. Referred to Committee on Taxation.
- HB 537**, introduced by Jones, C. Smith, R. Manning, Kolstad, Underdal, Pistoria, Connelly, Solberg, Ryan, Stobie. Referred to Committee on Judiciary.
- HB 538**, introduced by Sands, Wallin, McCallum, Crippen, Marbut. Referred to Committee on Local Government.
- HB 539**, introduced by C. Smith, Jones, Underdal, Stobie, Marks, Elliott, Ryan, Solberg, R. Jensen, Vinger, Harp, Mueller, Connelly, J. Hammond, Driscoll, Hand, Swift, Seifert, Severson, Lynch, Fabrega. Referred to Committee on Highways and Transportation.
- HB 540**, introduced by Vincent, Winslow, Kemmis, Bergene. Referred to Committee on Judiciary.
- HJR 14**, introduced by Connelly, Harp, Lybeck, J. Brown, Koehnke, Zabrocki, Kadas, Hansen, Metcalf, Hart, Veleber, Kennerly, Roush, Harrington, Vincent, Kemmis, Quilici, Harper, Jones, Van Valkenburg,

Darko, Christiaens, C. Smith, B. Brown, Eck, Iverson, Keyser, Abrams, D. Brown, Lory, Hand, O'Connell, McBride, Keating, Dover, Blaylock, Norman, Bachini, Williams, Peck, R. Manning, Fabrega, Manuel, Berg, Hazelbaker, Pistoria, Yardley, Jacobsen, Seifert. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time, and referred to committees:

SB 22, introduced by Jacobson. Referred to Committee on Human Services.

SB 81, introduced by Lynch, Jacobson, Stimatz, Blaylock, Pavlovich, Quilici, Harrington, Fuller, Harp, Neuman, Keyser, Menahan, Roush, Jacobsen, Daily, Norman, Eck, Haffey, Thomas, Story, Halligan, Marks, Stobie, Lane, Hazelbaker, Lee. Referred to Committee on State Administration.

SB 88, introduced by Fuller, J. Brown, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

SB 91, introduced by Graham, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

SB 122, introduced by Keating, Fuller, Donaldson. Referred to Committee on Highways and Transportation.

SB 128, introduced by Hazelbaker, Blaylock, Menahan, Fuller, Donaldson, Keyser. Referred to Committee on Human Services.

SB 149, introduced by H. Hammond, Peck, B. Brown, Turnage, (By Request of the Board of Public Education). Referred to Committee on Education and Cultural Resources.

SB 151, introduced by Galt, Turnage, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

SB 160, introduced by Kolstad, Galt, Jacobsen, Gage, Graham, Saunders, Ernst, Roush, Yardley, Koehnke, Thomas, Mazurek, Lane, Christiaens, Boylan, Tveit, Iverson, Pavlovich, Holliday, Conover, Underdal, Neuman, Lee, Lybeck. Referred to Committee on Agriculture, Livestock and Irrigation.

SJR 7, introduced by Goodover, Turnage, Kolstad, Keating, McCallum, Hazelbaker, Elliott, Shaw, Gage, Lane, H. Hammond, D. Manning, Graham, Halligan, Ochsner, Tveit, Lee, Lynch, Etchart, E. Smith, Crippen, Stephens, Norman, Boylan, Daniels, B. Brown, Hager, Story. Referred to Committee on Human Services.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Bergene in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 221 - That HB 221 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connolly, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman,

Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.

Total 0

Excused: Curtiss, Fagg, Spaeth.

Total 3

Absent or not voting: Bardanouve, Bertelsen, Devlin, Dozier, Harper, O'Connell, Switzer.

Total 7

Representative Devlin excused at this time.

HB 58 - That HB 58 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Spaeth.

Total 4

Absent or not voting: Asay, Daily, Fabrega, Jones, Lybeck, Marks.

Total 6

HB 68 - That HB 68, second reading copy, be amended as follows:

1. Title, line 9.

Following: "REGULATIONS;"

Insert: "INCREASING THE MOTORBOAT IDENTIFICATION
NUMBER FEE TO \$2;"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "502"

Insert: "AND 23-2-512"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride,

McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Ellison, Keyser, Peck, Ramirez, Schultz.

Total 5

Excused: Curtiss, Devlin, Fagg, Spaeth.

Total 4

Absent or not voting: Bardanoue, Brand, Lybeck, Marks, Vinger.

Total 5

Representative Spaeth present at this time.

Representative Marks excused at this time.

That HB 68, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanoue, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Donaldson, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Bachini, Bengtson, Brand, D. Brown, Daily, Ellerd, Ellison, Hannah, Hansen, Hanson, Harp, Hemstad, Jacobsen, Jones, Miller, Neuman, Pavlovich, Peck, Quilici, Ryan, Sands, Saunders, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Waldron, Wallin.

Total 32

Excused: Curtiss, Devlin, Fagg, Marks.

Total 4

Absent or not voting: Dozier, Hand, Lybeck.

Total 3

HB 139 - That HB 139 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Jacobsen, Jones, Nilson, O'Connell, Smith, Swift.

Total 6

Excused: Curtiss, Devlin, Fagg, Marks.

Total 4

Absent or not voting: Brand, Daily, Ellison, Lybeck, Saunders.

Total 5

HB 139 - Representative Ramirez moved that consideration on HB 139 be passed until the twenty-eighth legislative day. Motion carried.

HB 202 - That HB 202 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Marks.

Total 4

Absent or not voting: Brand, Daily, Vinger.

Total 3

HB 210 - That HB 210, second reading copy, be amended as follows:

1. Page 4, line 9.

Following: "YEAR"

Strike: remainder of line 9 through "YEAR" on line 10

Insert: ". If he fails to maintain proof of financial responsibility during that year, the division shall notify him by certified mail that it intends to suspend his driver's license for the remainder of the year. If he does not furnish the division with such proof within 10 days of receiving the notice of intent to suspend, the division shall suspend his driver's license for the remainder of the year"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Marks.

Total 4

Absent or not voting: Brand, Daily, Lory, McBride, Vinger.

Total 5

Representative Marks present at this time.

That HB 210, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Jones, Kadas, Ryan, Smith, Solberg, Stobie, Underdal.

Total 7

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Brand, Hanson.

Total 2

HB 212 - Representative Fabrega moved that HB 212 be placed below HB 342 on the second reading board. Motion carried.

HB 218 - That HB 218 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: Stobie.

Total 1

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Brand, Lory, Switzer, Waldron, Williams.

Total 5

HB 233 - That HB 233 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Brand, Farris, Kennerly, Lybeck, Ramirez, Schye, Underdal, Wallin.

Total 8

Representative Peck excused at this time.

HB 244 - That HB 244 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Ellison.

Total 1

Excused: Curtiss, Devlin, Fagg, Peck.

Total 4

Absent or not voting: Abrams, Brand, Harrington, Lybeck, Ramirez.

Total 5

Representative Peck present at this time.

HB 246 - That HB 246 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg,

Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Pistoria.

Total 1

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Lybeck, Switzer.

Total 2

HB 255 - That HB 255 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Bachini, Brand, Farris, J. Jensen, McBride, Peck, Spaeth.

Total 7

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Darko, Kemmis, Lybeck, Winslow.

Total 4

Representative Marks excused at this time.

HB 257 - That HB 257 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Marks.

Total 4

Absent or not voting: R. Jensen, Jones, Kemmis, Lybeck.

Total 4

Representative Marks present at this time.

HB 270 - That HB 270 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Bliss, Sales, Solberg.

Total 3

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Hansen, R. Jensen, Lybeck.

Total 3

HB 301 - That HB 301 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: R. Jensen, Lybeck.

Total 2

Representative Farris excused at this time.

HB 302 - Representative Harper moved that HB 302 do pass. Representative Ellerd made a substitute motion that HB 302 be placed below SB 13. The substitute motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 37

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 57

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: R. Jensen, Stobie.

Total 2

That HB 302, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Ellison, Ernst, Fabrega, Hannah, Hanson, Jacobsen, Jones, Phillips, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 24

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 71

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Ellerd.

Total 1

That HB 302 do not pass. Motion failed as follows:

Ayes: Bergene, Ellerd, Ellison, Ernst, Fabrega, Hanson, Jacobsen, Jones, Sales, Switzer, Thoft, Wallin.

Total 12

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Paired: Ellerd, Aye; Farris, No.

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Ramirez, Seifert.

Total 2

That HB 302 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bergene, Ellerd, Ellison, Ernst, Fabrega, Hanson, Jacobsen, Jones, Sales, Seifert, Swift, Switzer, Thoft, Underdal, Wallin.

Total 15

Paired: Farris, Aye; Ellerd, No.

Excused: Curtiss, Devlin, Fagg.

Total 3

Absent or not voting: Bardanouve, Kemmis, Keyser.

Total 3

Representative Pavlovich excused at this time.

HB 338 - That HB 338 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Stobie.

Total 1

Excused: Curtiss, Devlin, Fagg, Farris, Pavlovich.

Total 5

Absent or not voting: Hart.

Total 1

Representative Pavlovich present at this time.

HB 339 - That HB 339 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily,

Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Harrington.

Total 1

HB 342 - That HB 342 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Connelly, Harper, Vincent.

Total 4

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Phillips, Quilici.

Total 2

HB 212 - That HB 212, second reading copy, be amended as follows:

1. Page 1.

Following: line 20

Insert: "(2) The municipal tax authorized in this section is in addition to all other taxes authorized by law, and is not within the all-purpose mill levy established by 7-6-4451 through 7-6-4453."

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Sales, Stobie.

Total 2

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Hart, Quilici, Ryan, Seifert.

Total 4

That HB 212, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Asay, Bardanouve, Compton, Ellerd, Ellison, Ernst, Hannah, Hanson, R. Jensen, Jones, Koehnke, Marks, Neuman, Sales, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal.

Total 21

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

SB 13 - That SB 13 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Bergene moved that the committee of the whole report be deemed read. Motion carried. Chairman Bergene moved the adoption of the committee report. Report adopted. (91-5)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 78 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Ramirez, Seifert.

Total 2

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Connelly, Nilson.

Total 2

Representative Pavlovich excused at this time.

HB 99 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Quilici, Ream, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 55

Noes: Asay, Bachini, Compton, Connelly, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Marks, Manuel, Mueller, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 40

Excused: Curtiss, Devlin, Fagg, Farris, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

Representative Pavlovich present at this time.

HB 123 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Hannah, Harp, Seifert, Stobie, Swift, Underdal, Wallin.

Total 7

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: J. Jensen, Keyser, Koehnke.

Total 3

HB 132 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Ellison, Jacobsen, Jones, Koehnke, Peck, Pistoria, Ryan, Solberg, Stobie, Underdal, Vinger.

Total 11

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

HB 134 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye,

Seifert, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: D. Brown, Ellerd, Ellison, Hannah, Jacobsen, R. Jensen, Jones, Pistoria, Ramirez, Ryan, Schultz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 18

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Fabrega.

Total 1

Representative Peck excused at this time.

HB 176 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Farris, Peck.

Total 5

Absent or not voting: None.

Total 0

Representative Peck present at this time.

HB 201 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Asay, Ellison, Hannah, Harp, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Peck, Pistoria, Ramirez, Ryan, Seifert, Solberg, Thoft, Underdal, Wallin.

Total 21

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

HB 219 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Harp, Koehnke, Peck, Solberg.

Total 4

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

HB 225 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Jacobsen, Keyser, Koehnke, Peck, Phillips, Ryan, Seifert, Stobie, Swift.

Total 9

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: Ellison.

Total 1

HB 226 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Marks,

Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 87

Noes: Bliss, Jacobsen, Keyser, Koehnke, Lybeck, Peck, Seifert, Stobie, Swift.
Total 9

Excused: Curtiss, Devlin, Fagg, Farris.
Total 4

Absent or not voting: None.
Total 0

HB 236 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: Addy, Brand, Menahan, Seifert.
Total 4

Excused: Curtiss, Devlin, Fagg, Farris.
Total 4

Absent or not voting: Metcalf, Solberg.
Total 2

HB 258 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 96

Noes: None.
Total 0

Excused: Curtiss, Devlin, Fagg, Farris.
Total 4

Absent or not voting: None.

Total 0

HB 15, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Curtiss, Devlin, Fagg, Farris.

Total 4

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/27/83

HB 363, do pass. Report adopted.

HB 364, do pass. Report adopted.

HB 408, introduced bill, be amended as follows:

1. Page 1, line 12.

Following: "train"

Insert: "required by federal railroad administration rules to have its air system and cars inspected by qualified inspecting employees at any designated inspection point and between said inspection points and"

And, as amended, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman):

1/27/83

HB 7, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

1/27/83

HB 265, introduced bill, be amended as follows:

1. Page 2.

Following: line 11

Insert: "(3) Each commissioner shall possess the following qualifications:"

Renumber: subsequent subsections

2. Page 3.

Following: line 5

Insert: "(a) that he is possessed of sufficient knowledge of the English language;

(b) that he is a resident of a county within the judicial district in which the action is pending;

- (c) that he is not related within the sixth degree to any party; and
- (d) that he does not stand in the relation of guardian and ward, master and servant, debtor and creditor, or principal and agent or partner or surety as to any party."

3. Page 4, line 3.

Following: "(4)"

Strike: "(a)"

4. Page 4, line 5.

Following: "."

Strike: "Each"

Insert: "The condemning"

5. Page 4, lines 6 through 8.

Following: "of the"

Strike: "commissioner he"

Insert: "commissioners"

Following: "nominated"

Strike: remainder of line 6 through "parties" on line 8

6. Page 4.

Following: line 8

Strike: subsections (b) and (c) in their entirety

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

1/27/83

HB 293, introduced bill, be amended as follows:

1. Page 3, line 4.

Following: "rate"

Strike: "of up to 12% a year"

Insert: "pursuant to 17-5-102"

And, as amended, do pass. Report adopted.

HB 343, do pass. Report adopted.

HB 421, do pass. Report adopted.

Adverse Committee Reports

FISH AND GAME (Nilson, Chairman):

1/27/83

HB 101, do not pass.

HB 104, do not pass.

HB 295 - Representative Brand moved that the adverse committee report on HB 295 be adopted. Representative Hemstad made a substitute motion that HB 295 be referred to the Committee on State Administration. Motion carried.

MOTIONS

Representative Asay moved that D. Manning be added as a sponsor to HB 316. Motion carried.

Representative Yardley moved that Dover be added as a joint sponsor to HB 493. Motion carried.

ANNOUNCEMENTS

The Chief Clerk announced that the Montana Press Association is hosting a luncheon January 28, at 12:00 noon at the Montana Club. All legislators are invited to attend.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 28, 1983.

Motion carried.

House adjourned at 6:48 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-THIRD LEGISLATIVE DAY

Helena, Montana
January 28, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Keenan, Roush, Smith, Thoft, Waldron, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-first legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Chief Clerk announced that the following members are traveling on legislative business with the Institutions Subcommittee to the Deer Lodge Valley on January 28, and to Lewistown on January 29:

Representative Waldron
Representative Roush
Representative Thoft

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/28/83
Correctly printed: HB 7, HB 234, HB 265, HB 272, HB 273, HB 280, HB 293, HB 323, HB 331, HB 343, HB 363, HB 364, HB 369, HB 408, HB 421, HJR 2, HJR 6.
Considered correctly engrossed: HB 58, HB 139, HB 202, HB 218, HB 221, HB 233, HB 244, HB 246, HB 255, HB 257, HB 270, HB 301, HB 302, HB 338, HB 339, HB 342.
Correctly engrossed: HB 68, HB 210, HB 212.
Correctly enrolled: HB 10, HB 15.
Examined by the sponsor (Ramirez) and found to be correct: HB 15.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/27/83

Recommend that at the close of business January 28, 1983, the following employment be terminated:

Margaret JonesPage

JUDICIARY (D. Brown, Chairman): 1/28/83
HB 307, introduced bill, be amended as follows:

1. Page 1, line 24.
Following: "facility"
Insert: "or city or county jail"
2. Page 2, line 16.
Following: "facility"
Insert: "or city or county jail"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HB 104 - Representatives Ellison, Ryan, Mueller, Swift, Asay, Roush, Devlin, Hanson, R. Jensen, Saunders, Sands, Jones, Bertelsen, Keyser,

Phillips, Vinger, Switzer, Compton, Ernst, and Ellerd objected to the adverse committee report on HB 104, and requested that the bill be printed and placed on second reading. 1/27/83

Representative Shontz excused at this time.

HB 368 - Representative D. Brown moved that the adverse committee report on HB 368 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Sands, Underdal.

Total 2

Excused: Curtiss, Keenan, Roush, Shontz, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Bardanouve, Bertelsen, Hannah, Stobie.

Total 4

HB 340 - Representative Yardley moved that the adverse committee report on HB 340 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Curtiss, Keenan, Roush, Shontz, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Bardanouve, Bertelsen, Hannah, Hansen.

Total 4

HB 341 - Representative Yardley moved that the adverse committee report on HB 341 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Curtiss, Keenan, Roush, Shontz, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Bardanouve, Hannah.

Total 2

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis

January 27, 1983

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 2.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 1/27/83

SB 33, introduced by Hammond

SB 45, introduced by Stimatz

SB 100, introduced by Graham

SB 123, introduced by Marbut, Dover, Story, et al.

MOTIONS

Representative Dozier moved that Kadas and Veleber be added as sponsors to HB 549. Motion carried.

Representative Brand moved that HB 532 be taken from the Committee on Labor and Employment Relations and referred to the Committee on State Administration. Motion carried.

Representative Vincent moved that the journal be corrected to properly reflect the paired votes of Representatives Howe and Solberg on HB 18, second reading on the eighteenth legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 541**, introduced by Phillips, (By Request of the Department of Fish, Wildlife and Parks). Referred to Committee on Fish and Game.
- HB 542**, introduced by Kitselman, Nordtvedt. Referred to Committee on Highways and Transportation.
- HB 543**, introduced by Bengtson, Hemstad, Shontz, Norman, O'Connell, Williams, Howe, (By Request of the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.
- HB 544**, introduced by Peck, Bengtson, Hemstad, Brand, Nisbet, Menahan, Darko, Addy, J. Jensen, Saunders, J. Brown, Daily, Keenan, Harrington, Quilici, Pavlovich, Schye, Dozier, J. Hammond, Jacobson, D. Brown, Hansen, Zabrocki, Veleber, Williams, Lynch, Eck, Berg, Thomas, Connelly, Yardley, Howe. Referred to Committee on Education and Cultural Resources.
- HB 545**, introduced by Manuel, Menahan. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 546**, introduced by Waldron. Referred to Committee on Judiciary.
- HB 547**, introduced by Hand, Bliss, Pistoria, O'Connell. Referred to Committee on State Administration.
- HB 548**, introduced by Marks, Bardanouve, Ramirez, Donaldson, Bengtson, Peck, Winslow, Aklestad, Stephens, E. Smith, Goodover, Van Valkenburg, Haffey, McCallum, (By Request of the Legislative Finance Committee). Referred to Committee on Appropriations.
- HB 549**, introduced by Dozier, Driscoll. Referred to Committee on Taxation.
- HB 550**, introduced by Yardley, (By Request of the Department of Revenue). Referred to Committee on Taxation.
- HB 551**, introduced by J. Jensen, Addy. Referred to Committee on Local Government.
- HB 552**, introduced by Nordtvedt, Shontz, Hemstad, Eudaily, Donaldson, Waldron. Referred to Committee on Education and Cultural Resources.
- HB 553**, introduced by McBride, Blaylock, (By Request of the Legislative Audit Committee). Referred to Committee on Business and Industry.
- HB 554**, introduced by Howe, Christiaens, Halligan, Towe, Kennerly, Berg, Metcalf, Connelly, J. Jensen, Nisbet, Schye, Darko, B. Brown, (By Request of the Human Rights Commission). Referred to Committee on Labor and Employment Relations.
- HB 555**, introduced by Quilici, Connelly, Manuel, Lory, Harrington, Vincent, Daily, Holliday, Fabrega, (By Request of the Board of Crime Control). Referred to Committee on Judiciary.
- HB 556**, introduced by Asay, Switzer, Iverson. Referred to Committee on Taxation.
- HJR 15**, introduced by Spaeth, Saunders, Ellison, Schye, Switzer, Driscoll, Williams, Sands, Hand, Addy, J. Jensen, Asay, Abrams, D. Brown, Bardanouve, Dozier, Bengtson, Keenan, Howe, Towe, Ramirez, Conover. Referred to Committee on Agriculture, Livestock and Irrigation.
- HJR 16**, introduced by Menahan, Marks, Quilici, Hart, McCormick, Daily, Keenan, J. Jensen, Saunders, Metcalf, Veleber, Manuel, Driscoll, Dozier, Kennerly, Zabrocki, Roush, Harrington. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 33**, introduced by Hammond, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.

SB 45, introduced by Stimatz, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.

SB 100, introduced by Graham, (By Request of the Code Commissioner). Referred to Committee on State Administration.

SB 123, introduced by Marbut, Dover, Story, Mazurek. Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 85 - That HB 85 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.
Total 0

Excused: Curtiss, Keenan, Roush, Shontz, Smith, Thoft, Waldron.
Total 7

Absent or not voting: Brand, Hannah, Pavlovich.
Total 3

HB 110 - That HB 110, second reading copy, be amended as follows:

1. Page 4, lines 2 and 3.

Following: "the" on line 2

Strike: "Montana historical society and the"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: None.

Total 0

Excused: Curtiss, Keenan, Roush, Shontz, Smith, Thoft, Waldron.
Total 7

Absent or not voting: Bardanouve, Brand, Hannah, Kadas.
Total 4

Representative Shontz present at this time.

That HB 110, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Schultz, Schye, Seifert, Shontz, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 75

Noes: Abrams, Bardanouve, Brand, Hand, Hannah, J. Jensen, Jones, Koehnke, Manuel, Peck, Ryan, Sales, Saunders, Spaeth, Stobie, Underdal, Yardley.
Total 17

Excused: Curtiss, Keenan, Roush, Smith, Thoft, Waldron.
Total 6

Absent or not voting: Asay, Solberg.
Total 2

Representative Harrington in the Chair.

HB 122 - That HB 122 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.
Total 0

Excused: Curtiss, Keenan, Roush, Smith, Thoft, Waldron.
Total 6

Absent or not voting: Bertelsen, Devlin, Solberg, Vinger.
Total 4

Representative Addy in the Chair.

HB 130 - That HB 130, second reading copy, be amended as follows:

1. Title, line 15.

Strike: "~~MANUFACTURE,~~"

Insert: "MANUFACTURE,"

2. Page 1, line 23.

Following: "7"

Strike: "6"

Insert: "7"

3. Page 5.

Following: line 20

Insert: "NEW SECTION. Section 5. Criminal manufacture of imitation dangerous drug — penalty. (1) A person commits the offense of criminal manufacture of an imitation dangerous drug if he knowingly or purposely manufactures, prepares, or cultivates any imitation dangerous drug.

(2) A person convicted of criminal manufacture of an imitation dangerous drug under this section is punishable by a fine not to exceed \$100,000 or by imprisonment in the state prison for a term of not more than 10 years or by both such fine and imprisonment."

Renumber: subsequent sections

4. Page 5, line 22.

Following: "THROUGH"

Strike: "4"

Insert: "5"

5. Page 7, line 8.

Following: "7"

Strike: "5"

Insert: "6"

6. Page 7, line 10.

Following: "7"

Strike: "5"

Insert: "6"

Amendment passed as follows:

Ayes: Asay, Bergene, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 48

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.
Total 47

Paired: Curtiss, Smith, Thoft, Ayes; Addy, Schye, Spaeth, Noes.

Excused: Keenan, Roush, Waldron.

Total 3

Absent or not voting: Brand, Solberg.

Total 2

Representative Lybeck excused at this time.

That HB 130, second reading copy, be further amended as follows:

1. Page 6, line 24.

Following: "OF"

Insert: "IMITATION"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Lory.

Total 1

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Asay, R. Jensen, Jones, Menahan, Vinger.

Total 5

That HB 130, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Harper, Hart, Kadas, Koehnke, Lory, Metcalf, Nilson, Veleber.

Total 8

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Harp, R. Jensen.

Total 2

HB 135 - That HB 135 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Hart,

Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hand, Hanson, Swift.

Total 3

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Harrington, R. Jensen.

Total 2

HB 152 - That HB 152 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Ellison, Eudaily, Hannah, Keyser, McCormick, Neuman, Ramirez, Stobie.

Total 8

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Bergene, R. Jensen, Marks.

Total 3

HB 172 - That HB 172 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Daily, Marks, Vinger.

Total 3

HB 193 - That HB 193 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 68

Noes: Asay, Bengtson, Bertelsen, Bliss, Devlin, Ellison, Fabrega, Fagg, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal.

Total 23

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Winslow, Yardley.

Total 2

HB 198 - That HB 198 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: D. Brown, Koehnke.

Total 2

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 7

Absent or not voting: Dozier, Sales.

Total 2

Representative Shontz excused at this time.

HB 205 - That HB 205 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips,

Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: None.
Total 0

Excused: Curtiss, Keenan, Lybeck, Roush, Shontz, Smith, Thoft, Waldron.
Total 8

Absent or not voting: Bengtson, Harrington, Manuel, Sales.
Total 4

HB 207 - Representative Kemmis moved that HB 207 be placed below HB 420. Motion carried.

Representative Shontz present at this time.

HB 223 - That HB 223 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: Asay, Driscoll, Hanson, Nordtvedt.
Total 4

Excused: Curtiss, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.
Total 7

Absent or not voting: Brand, Harrington, Sales.
Total 3

HB 227 - Representative Mueller moved that consideration on HB 227 be passed for the day. Motion failed. (40-51)

Representative Daily excused at this time.

That HB 227 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Bardanouve, Ellerd, Sales.

Total 3

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Iverson.

Total 1

HB 239 - That HB 239 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Compton.

Total 1

HB 248 - That HB 248 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Bliss, Ellerd, Ellison, Eudaily, Hammond, Hannah, Hanson, Harp, Mueller, Peck, Saunders, Solberg, Underdal, Vinger, Wallin.

Total 15

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Bengtson, Kemmis, Marks.

Total 3

HB 264 - That HB 264, second reading copy, be amended as follows:

1. Page 1, line 16.

Following: "dwelling"

Insert: "prior to December 31, 1986,"

2. Page 1, line 17.

Following: "dwelling"

Insert: "prior to December 31, 1986"

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bliss, J. Brown, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 51

Noes: Addy, Bachini, Bertelsen, Brand, D. Brown, Darko, Dozier, Farris, Hammond, Hansen, Harrington, Hart, Jacobsen, J. Jensen, Kadas, Kennerly, Koehnke, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Yardley.

Total 36

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Bengtson, Connelly, Driscoll, Kemmis, Quilici.

Total 5

That HB 264, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Bliss, Ellerd, Sales.

Total 3

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Ellison, Phillips.

Total 2

HB 267 - That HB 267 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye,

Shontz, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Ellison, Switzer.

Total 2

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Dozier, Driscoll, McBride, Seifert.

Total 4

HB 274 - That HB 274 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Sales, Swift.

Total 2

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Dozier, Seifert, Wallin.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved that the committee of the whole report be deemed read. Motion carried. Chairman Addy moved the adoption of the committee report. Report adopted. (89-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 165 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Hannah, Kadas, Keyser, Peck, Seifert, Stobie.

Total 6

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

HB 166 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Solberg.

Total 1

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

HB 192 passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Addy, Bachini, Brand, D. Brown, Dozier, Driscoll, Farris, J. Jensen, McCormick, Peck, Ream, Spaeth, Mr. Speaker.

Total 13

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Ellison.

Total 1

HB 203 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp,

Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Stobie, Underdal.

Total 2

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

HB 214 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

HB 224 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.
Total 8

Absent or not voting: Schye.
Total 1

HB 229 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: None.
Total 0

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.
Total 8

Absent or not voting: Ramirez.
Total 1

HB 253 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Peck.
Total 1

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.
Total 8

Absent or not voting: Bliss, Jones.
Total 2

HB 347 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kennerly, Kitselman, Koehnke,

Lory, McCormick, Marks, Manuel, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Schultz, Seifert, Spaeth, Swift, Switzer, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 66

Noes: Asay, Bachini, Brand, Ellerd, Ernst, Farris, Hannah, Hart, Jones, Keyser, McBride, Menahan, Metcalf, Neuman, Nordtvedt, Ream, Sands, Saunders, Schye, Shontz, Solberg, Stobie, Underdal, Veleber, Wallin, Mr. Speaker.

Total 26

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/28/83

HB 213, introduced bill, be amended as follows:

1. Title, line 4.

Following: "THE"

Strike: "DEVELOPER"

Insert: "SELLER"

2. Title, lines 5 and 6.

Following: "CONDOMINIUM"

Strike: remainder of line 5 through "PROJECT" on line 6

Insert: "UNIT"

3. Title, line 6.

Following: "OF"

Strike: "THAT INTEREST"

Insert: "THE EXISTENCE OF A CONTROLLING INTEREST IN
THE CONDOMINIUM PROJECT"

4. Title, line 7.

Following: "AND"

Strike: "HIS"

Insert: "OF THAT"

5. Title, line 10.

Following: "LAW;"

Insert: "ALLOWING A PROSPECTIVE PURCHASER A PERIOD
TO WITHDRAW WITHOUT PENALTY;"

6. Page 1, line 14.

Following: "by"

Strike: "developer"

Insert: "seller"

7. Page 1, line 15.

Following: "documents"

Insert: "— delay period"

8. Page 1, line 15.

Following: "a"

Strike: "project"

9. Page 1, line 16.

Strike: "developer"

Insert: "person, corporation, or other legal entity"

10. Page 1, line 17.

Strike: "developer"

Insert: "seller"

11. Page 1, line 17.

Following: "agent"

Insert: ", prior to signing any buy-sell agreement,"

12. Page 1, line 20.

Following: "(a) the"

Strike: "developer"

Insert: "seller or other person"

13. Page 1, line 25.

Following: "by the"

Strike: "developer"

Insert: "seller or other person"

14. Page 2, line 3.

Following: "the"

Strike: "developer"

Insert: "seller or other person"

15. Page 2, line 5.

Following: "the"

Strike: "developer"

Insert: "seller or other person constituting a majority of unit owners"

16. Page 2, line 9.

Following: "buyer"

Insert: ", prior to signing any buy-sell agreement,"

17. Page 2.

Following: line 12

Insert: "(3) Any buy-sell agreement shall provide that it is not effective until 72 hours after the prospective purchaser has received the documents required in subsection (2), and during that delay the prospective purchaser may withdraw his offer without penalty."

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

1/27/83

HB 266, introduced bill, be amended as follows:

1. Title, line 8.

Following: "TURPITUDE,"

Strike: "OR"

2. Title, lines 8 and 9.

Following: "ALCOHOLISM"

Strike: "AS DISQUALIFICATIONS; ADDING A REQUIREMENT REGARDING MONTANA RESIDENCY AT THE TIME OF SERVICE"

Insert: "RESIDENCY REQUIREMENTS, AND DISABILITY REQUIREMENTS; AUTHORIZING THE DEPARTMENT OF INSTITUTIONS TO ESTABLISH ADMISSION REQUIREMENTS"

3. Page 1, line 21.

Following: "United States"

Strike: remainder of line 21 through line 5, page 2

Insert: “; and (2) meets such other admission requirements as may be established by the department”

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

1/28/83

HB 436, introduced bill, be amended as follows:

1. Title, line 5.

Strike: “REMOVE”

Insert: “REVISE”

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/27/83

HB 151, do pass. Report adopted.

HB 222, introduced bill, be amended as follows:

1. Page 3, line 12.

Strike: “ ”

Insert: “House”

2. Page 3, line 13.

Strike: “ ” [LC 311]”

Insert: “151”

3. Page 3, line 17.

Following: “pass”

Strike: “ ”

Insert: “House”

Following: “No.”

Strike: “ ” [LC 311]”

Insert: “151”

And, as amended, do pass. Report adopted.

HB 231, introduced bill, be amended as follows:

1. Title, line 10.

Strike: “A FIREFIGHTER”

Insert: “CERTAIN FIREFIGHTERS”

Following: “IS”

Insert: “INVOLUNTARILY”

2. Title, line 11.

Strike: “BECAUSE” through “DEPARTMENT”

3. Title, line 13.

Strike: “DISSOLVED” through “DEPARTMENT”

Insert: “CITY NO LONGER EMPLOYING A NEWLY CONFIRMED FULL-PAID FIREFIGHTER”

4. Title, line 14.

Strike: “19-13-102,”

Following: “19-13-1006”

Strike: “,”

5. Page 1, line 18.

Strike: section 1 in its entirety

Insert: “NEW SECTION. Section 1. Termination of participation in plan or reduction of employer contributions. (1) If a city voluntarily terminates its contributions in the plan or significantly reduces the number of full-paid firefighters it employs to a degree

that, in the board's opinion, inadequately funds the accrued or accruing benefits of plan members, the board shall request as part of the actuarial valuation required in 19-13-504 an actuarial investigation of the funding status of the city.

(2) Based on the actuarial investigation, the board may request and the city shall pay annually an amount needed to provide adequate funding for the city. This amount must be in addition to any other contributions required by the retirement act.

(3) Six years after the actuarial investigation is conducted, a city making payments as provided in subsection (2) may request the board to review the city's funding status relative to the annual payments. As a result of the review, the board may adjust the payments."

6. Page 3, line 1.

Strike: "fire department"

Insert: "city"

7. Page 3, line 2.

Strike: "dissolves"

Insert: "no longer employs a full-paid firefighter"

8. Page 3, line 5.

Strike: "active"

Insert: "full-paid"

9. Page 3, line 6.

Strike: "plan"

Insert: "and employ a full-paid firefighter"

10. Page 4, lines 16 through 21.

Strike: "If" on line 16 through "." on line 21

11. Page 5, lines 4 through 9.

Strike: "If" on line 4 through "." on line 9

Insert: "(3) If after a member retires, the city that last employed him no longer employs a full-paid firefighter, the member's or his beneficiary's allowance under subsections (1) and (2) must be adjusted on the basis of the average monthly compensation paid to all newly confirmed full-paid firefighters, as provided each year in the budgets of those cities that participate in the plan and employ a full-paid firefighter.

(4) If the employment of a vested member hired before July 1, 1981, is involuntarily discontinued before he reaches age 50 because of the termination of employment of all full-paid firefighters in the city that employed him, his service retirement allowance provided in 19-3-704(1)(b) and his spouse's or dependent child's survivorship allowance provided in 19-13-902(1) may not be less than:

(a) if the member has completed 20 years or more of service, one-half the average monthly compensation paid to all newly confirmed, full-paid firefighters, as provided each year in the budgets of those cities that participate in the plan and employ a full-paid firefighter; or

(b) if the member has completed more than 10 but less than 20 years of service, 2% of the average monthly compensation paid to all newly confirmed, full-paid firefighters, as provided each year in the budgets of those cities that participate in the plan and employ a full-paid firefighter, for each year of the member's service.

(5) In lieu of the benefit adjustment provided in subsection (4), a member may elect to receive an early retirement allowance beginning upon termination of employment that is the actuarial equivalent of the accrued portion of the service retirement allowance that would have been payable to him beginning at age 50.

NEW SECTION. Section 4. Codification instruction. Section 1 is intended to be codified as an integral part of Title 19, chapter 13, and the provisions of Title 19, chapter 13, apply to section 1."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 259, do pass. Report adopted.

HB 296, do pass. Report adopted.

HB 304, do pass. Report adopted.

HB 346, do pass. Report adopted.

Adverse Committee Reports

STATE ADMINISTRATION (Brand, Chairman):

1/27/83

HB 311, do not pass.

HB 101 - Representative Nilson moved that the adverse committee report on HB 101 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, D. Brown, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Hemstad, Jones, Keyser, Mueller, Pavlovich, Quilici, Ryan, Sales, Schultz, Stobie, Swift, Switzer, Winslow.

Total 21

Excused: Curtiss, Daily, Keenan, Lybeck, Roush, Smith, Thoft, Waldron.

Total 8

Absent or not voting: Hannah.

Total 1

MESSAGES FROM THE OTHER HOUSE

The Senate, on 1/28/83, failed to concur in House amendments to SJR 1 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SJR 1.

The President appointed the following members:

Senator Turnage, Chairman

Senator Aklestad

Senator Blaylock

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee to meet with a like committee from the Senate to confer on SJR 1. Motion carried.

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on SJR 1:

Representative Vincent, Chairman
 Representative Yardley
 Representative Ramirez

ANNOUNCEMENTS

The Chief Clerk announced that there will be a legislative breakfast January 29, at 7:00 a.m. at the Colonial Inn. It is sponsored by the Montana Home Economists Association and Montana Dietetic Association, and open to all legislators.

Representative Vincent moved that the House adjourn until 10:00 a.m., January 29, 1983.

Motion carried.

House adjourned at 6:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-FOURTH LEGISLATIVE DAY

Helena, Montana
 January 29, 1983

House Chambers
 State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Daily, Lybeck, Roush, Shontz, Smith, Thoft, Waldron, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 1/28/83

Recommend that at the close of business January 29, 1983, the following employment be terminated:

Paul Tuss.....Page
 Kirt DriscollPage
 Martie Richards.....Page
 Michael MolnarPage
 Barbie GaskillPage

Recommend that at the beginning of business January 31, 1983, the following be employed:

Steven Lauridsen.....Page
 Tammy Brenden.....Page
 Todd Tillinger.....Page
 Gary Long.....Page
 Lona Smith.....Page
 Kathleen McGonigal.....Page

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
 Speaker of the House
 State Capitol
 Helena, Montana 59620

January 28, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 20.

Sincerely,

Ted Schwinden
 Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in and returned to the House: 1/28/83

HB 64, introduced by Fabrega

Senate bills passed and transmitted to the House for concurrence: 1/28/83

SB 142, introduced by Gage

SB 145, introduced by Turnage, Mazurek

SB 147, introduced by Lane

SB 156, introduced by Goodover, Addy

MOTIONS

Representative Vincent moved that the House recess until 10:30 a.m. this day. Motion carried.

House reconvened at 10:30 a.m.

Representative Underdal excused at this time.

REPORTS OF STANDING COMMITTEES

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/28/83

HB 390, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

1/29/83

HB 61, introduced by Waldron

HB 71, introduced by Abrams

Senate bills passed and transmitted to the House for concurrence: 1/29/83

SB 52, introduced by Mazurek

SB 67, introduced by Keating

SB 101, introduced by Graham

SB 125, introduced by Blaylock, Mazurek, Himsl, et al.

SB 129, introduced by Fuller, J. Brown, Christiaens, et al.

SB 183, introduced by Mazurek

SB 195, introduced by Crippen

SJR 8, introduced by Severson, B. Brown, Elliott, et al.

MOTIONS

Representative Schultz moved that consideration on **HB 37**, second reading, be passed until the twenty-sixth legislative day. Motion carried.

Representative Jones moved that J. Brown, Connelly, and Lybeck be added as sponsors to **HB 510**. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Vinger in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Shontz present at this time.

HB 275 - That **HB 275** do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, D. Brown, J. Brown, Compton, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hand, Hannah, Hanson, Holliday, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman,

Lory, Marks, Manuel, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 45

Noes: Addy, Bachini, Bergene, Bliss, Connelly, Darko, Dozier, Driscoll, Ernst, Fagg, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams.

Total 44

Excused: Curtiss, Daily, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 8

Absent or not voting: Bardanouve, Brand, Ramirez.

Total 3

HB 276 - That HB 276 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Curtiss, Daily, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 8

Absent or not voting: Abrams, Brand, Harrington, R. Jensen, Stobie.

Total 5

Representative Shontz excused at this time.

HB 279 - That HB 279 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bachini, Devlin, Farris, Pavlovich, Quilici, Ryan, Seifert, Stobie, Wallin.

Total 9

Excused: Curtiss, Daily, Lybeck, Roush, Shontz, Smith, Thoft, Underdal, Waldron.

Total 9

Absent or not voting: Eudaily, Switzer.

Total 2

Representative Vincent moved that the committee rise at 11:25 a.m.
Motion carried.

The Montana State University Choral Group "New Genesis" performed for the members of the House.

House resumed second reading at 11:40 a.m.

HB 287 - Representative Harper moved that HB 287 be placed below HB 7. Motion carried.

Representative Shontz present at this time.

HB 303 - That HB 303 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Bachini, Farris, McBride, O'Connell, Peck.

Total 5

Excused: Curtiss, Daily, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 8

Absent or not voting: Hart, Ramirez, Winslow.

Total 3

HB 324 - That HB 324 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Connelly, Peck, Switzer.

Total 3

Excused: Curtiss, Daily, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 8

Absent or not voting: Fagg, Ramirez, Winslow.
Total 3

HB 393 - That HB 393, second reading copy, be amended as follows:

1. Title, lines 7 and 8.

Strike: "AND THE MEDIUM CARRYING THE ADVERTISE-
MENT"

Following: "PROVIDING" on line 8

Strike: "PENALTIES"

Insert: "A PENALTY"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Solberg, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.
Total 81

Noes: Switzer.
Total 1

Excused: Curtiss, Daily, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 8

Absent or not voting: Devlin, R. Jensen, Kemmis, Metcalf, Miller, Ramirez, Schye, Stobie, Winslow, Yardley.
Total 10

Representative Shontz excused at this time.

That HB 393, second reading copy, be further amended as follows:

1. Page 1, line 13.

Following: "distribute"

Insert: "within the 5 days immediately preceding an election"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.
Total 81

Noes: Swift.

Total 1

Excused: Curtiss, Daily, Lybeck, Roush, Shontz, Smith, Thoft, Underdal, Waldron.

Total 9

Absent or not voting: Ellison, R. Jensen, O'Connell, Pavlovich, Ramirez, Schye, Stobie, Winslow, Yardley.

Total 9

Representative Farris excused at this time.

Representative Shontz present at this time.

That HB 393, second reading copy, be further amended as follows:

1. Page 1, line 16.

Following: "than"

Strike: "5"

Insert: "7"

2. Page 1, line 18 through line 5, page 2.

Strike: section 2 in its entirety

Renumber: subsequent sections

3. Page 2, line 7.

Following: "The"

Insert: "certified"

4. Page 2, line 24 through line 3, page 3.

Strike: section 5 in its entirety

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Sands, Saunders, Schye, Seifert, Shontz, Spaeth, Swift, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Asay, Bliss, Devlin, Ellison, Hanson, Koehnke, Marks, Miller, Ryan, Schultz, Solberg, Switzer, Wallin.

Total 13

Excused: Curtiss, Daily, Farris, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 9

Absent or not voting: D. Brown, Fagg, Harp, Ramirez, Stobie.

Total 5

Representative J. Jensen moved that HB 393, as amended, do pass.

Representative Brand made a substitute motion that HB 393, as amended, do not pass. The substitute motion carried as follows:

Ayes: Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Hand, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Manuel, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Vinger, Wallin, Winslow, Yardley, Zabrocki.
Total 57

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Connelly, Dozier, Driscoll, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Kemmis, McBride, McCormick, Metcalf, Nilson, Nordtvedt, Peck, Ream, Saunders, Schye, Shontz, Spaeth, Underdal, Veleber, Vincent, Williams.
Total 33

Paired: Marks, Aye; Underdal, No.

Excused: Curtiss, Daily, Farris, Lybeck, Roush, Smith, Thoft, Waldron.
Total 8

Absent or not voting: Harp, R. Jensen.
Total 2

Representative R. Jensen excused at this time.

HB 420 - Representative Dozier moved that HB 420 do pass. Representative Lory made a substitute motion that consideration on HB 420 be passed for the day. The substitute motion failed.
(24-63)

That HB 420, second reading copy, be amended as follows:

1. Page 1, line 21.
Following: "and"
Insert: "principally"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.
Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 10

Absent or not voting: None.
Total 0

That HB 420, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: D. Brown, Fagg, Hannah, Jacobsen, Ryan, Seifert, Solberg, Stobie.
Total 8

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 207 - Representative Vincent moved that consideration on HB 207 be passed for the day. Motion carried.

HB 7 - That HB 7 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Asay, Brand, Devlin, Jacobsen, Ryan, Shontz, Solberg, Vinger.
Total 8

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 287 - That HB 287, second reading copy, be amended as follows:

1. Page 2, line 2.

Following: "land"

Strike: "by the board"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride,

McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Hansen, Harp, Hemstad, Miller, Yardley.

Total 5

That HB 287, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Ryan, Solberg, Stobie.

Total 4

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Ramirez.

Total 1

HB 234 - That HB 234 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Addy, Brand, Darko, J. Jensen, Kemmis, Saunders.

Total 6

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Compton, Metcalf, Winslow.

Total 3

HB 265 - That HB 265 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Driscoll, Iverson, Marks, Winslow.

Total 4

HB 272 - That HB 272, second reading copy, be amended as follows:

1. Title, line 7.

Following: "ACT"

Insert: "AND PROVIDING FOR EVALUATION OF THOSE COMMITTED TO THE CAMP"

Following: "SECTIONS"

Insert: "53-30-212,"

2. Page 8.

Following: line 16

Insert: "Section 3. Section 53-30-212, MCA, is amended to read:

"53-30-212. Commutation of sentence to state prison and transfer of prisoner to juvenile correctional facility. (1) Upon the application of a person under 21 years of age who has been sentenced to the state prison or upon the application of his parents or guardian, the governor may, after consulting with the department of institutions and with the approval of the board of pardons, commute the sentence by committing such person to the department until he is 21 years of age or until sooner placed or discharged.

(2) If such person's behavior after being committed to the department indicates that he is not a proper person to reside at one of the department's juvenile facilities, the governor, after consulting with the department and with the approval of the board of pardons, may revoke the commutation and return him to the state prison to serve out his unexpired term, and the time spent by him at one of the department's juvenile facilities or while a refugee from one of the department's juvenile facilities shall not be considered as a part of his original sentence.

(3) Upon recommendation of the warden and with the approval of the department, a person under 21 years of age who has been sentenced to the state prison may be transferred to any juvenile facility under the jurisdiction and control of the department.

- (4) Upon recommendation of the warden and approval of a person sentenced to the state prison or application of a person sentenced to the state prison and approval of the warden and with the approval of the department, such person sentenced to the state prison who is 25 years of age or younger may be transferred to the Swan River youth forest camp. Upon such transfer such person Prior to departmental approval of the transfer, the person must undergo an evaluation by the department to determine his suitability for transfer to the camp. The results of the evaluation must include a finding that a minimum security facility is an appropriate placement for such person or the transfer shall be denied. If the person is transferred, he shall be under the supervision and control of the facility to which he is transferred.
- (5) If such person's behavior after transfer to such juvenile facility indicates he might be released on parole or his sentence be commuted and he be discharged from custody, the superintendent of such facility, with the approval of the department, may make an appropriate recommendation to the state board of pardons and the governor, who may, in their discretion, parole such person or commute his sentence.
- (6) If such person's behavior after transfer to a juvenile facility indicates he is not a proper person to reside in such facility, upon recommendation of the superintendent and with the approval of the department, such person shall be returned to the state prison to serve out his unexpired term."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Connelly.

Total 1

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: J. Jensen.

Total 1

Representative Shontz excused at this time.

That HB 272, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones,

Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Shontz, Smith, Thoft, Underdal, Waldron.

Total 11

Absent or not voting: Darko.

Total 1

Representative Shontz present at this time.

HB 273 - That HB 273 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Abrams, Pavlovich.

Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Asay, Fagg, Kitselman.

Total 3

HB 280 - Representative Hand moved that consideration on HB 280 be passed for the day. Motion carried.

HB 293 - That HB 293 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: Brand.

Total 1

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Fagg, Nilson, Switzer, Yardley.

Total 4

HB 323 - That HB 323 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Williams, Winslow, Zabrocki.

Total 83

Noes: Jacobsen, Kitselman, McCormick, Solberg, Wallin.

Total 5

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Phillips, Yardley.

Total 2

HB 331 - That HB 331 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Harper, Harrington.

Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Bliss.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the

Chair. Chairman Vinger moved the adoption of the committee report.
Report adopted. (88-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 58 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 68 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Sales, Schultz, Schye, Seifert, Shontz, Spaeth, Switzer, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Bachini, Brand, D. Brown, Ellerd, Ellison, Hand, Hannah, Hanson, Harp, Hemstad, Jacobsen, Jones, Koehnke, Pavlovich, Phillips, Quilici, Ryan, Sands, Saunders, Solberg, Stobie, Swift, Vinger, Wallin.

Total 24

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 139 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier,

Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Bardanouve, Brand, Devlin, Ellison, Jacobsen, Jones, Marks, Neuman, Nilson, O'Connell, Solberg, Swift.

Total 12

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 202 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Seifert.

Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 210 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: J. Jensen, Kadas, Peck, Solberg, Stobie, Vinger.

Total 6

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Keyser.

Total 1

HB 212 passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Asay, Bardanouve, Bliss, Brand, Ellerd, Ellison, Ernst, Hannah, Hanson, Jacobsen, Jones, Koehnke, Marks, Neuman, Sales, Seifert, Stobie, Switzer.

Total 18

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 218 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Keyser, Nordtvedt.

Total 3

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Harrington.

Total 1

HB 221 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: None.
Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 10

Absent or not voting: Harrington.
Total 1

HB 233 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: None.
Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 10

Absent or not voting: Harrington.
Total 1

HB 244 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Harrington, Saunders.

Total 2

HB 246 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 255 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bachini, J. Jensen, Kadas, Peck, Ream, Spaeth.

Total 6

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 257 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Peck.

Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 270 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bliss, Solberg.

Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 301 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 302 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Stobie, Switzer, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bliss, Ellerd, Ellison, Ernst, Hanson, Jacobsen, Jones, Keyser, Peck, Sales, Schultz, Seifert, Swift, Wallin.

Total 14

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: Hansen.

Total 1

HB 338 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand.

Total 1

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 339 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Brand.
Total 1

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 10

Absent or not voting: Hansen.
Total 1

HB 342 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Harper, Vincent.
Total 2

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.
Total 10

Absent or not voting: None.
Total 0

SB 13 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Brand.

Total 1

Excused: Curtiss, Daily, Farris, R. Jensen, Lybeck, Roush, Smith, Thoft, Underdal, Waldron.

Total 10

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

1/29/83

Considered correctly engrossed: HB 152, HB 223.

Correctly engrossed: HB 110.

BILLS (Menahan, Chairman):

1/29/83

Correctly printed: HB 104, HB 151, HB 213, HB 222, HB 231, HB 259, HB 266, HB 296, HB 304, HB 307, HB 346, HB 436.

Considered correctly engrossed: HB 85, HB 122, HB 135, HB 172, HB 193, HB 198, HB 205, HB 239, HB 248, HB 267, HB 274.

Correctly engrossed: HB 130, HB 264.

Signed by the Speaker at 1:30 p.m., 1/29/83: HB 15.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

1/28/83

HB 159, introduced bill, be amended as follows:

1. Title, lines 4 through 10.

Following: "AN ACT"

Strike: lines 4 through 10 in their entirety

Insert: "TO REVISE THE RODENT CONTROL LAW; TO AUTHORIZE THE GOVERNING BODY OF A COUNTY TO ESTABLISH A PROGRAM FOR THE MANAGEMENT AND SUPPRESSION OF VERTEBRATE PESTS; AMENDING SECTIONS 7-22-2207, 7-22-2215, and 7-22-2216, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

2. Page 1.

Following: line 11

Strike: remainder of bill in its entirety

Insert: "Section 1. Section 7-22-2207, MCA, is amended to read:

"7-22-2207. Definitions. As used in this part, unless the context indicates otherwise, the following definitions apply:

(1) "Board" means the rodent control board for a district.

(2) "Department" means the department of livestock.

(3) "District" means a rodent control district created under the provisions of this part.

(4) "Fund" means the rodent control district fund authorized by 7-22-2221.

(5) "Governing body" means the governing body specified in the alternative form of government adopted by a county.

(6) "Rodent" means Columbia ground squirrel (Citellus Spermophilus columbianus), Richardson ground squirrel (Citellus Spermophilus richardsonii), Aramatus ground squirrel (Citellus Spermophilus aramatus), thirteen-striped ground squirrel (Citellus Spermophilus tridecemlineatus), pocket gopher (Thomomys, various

species), field mice (*Microtus*, various species), and prairie dog (*Cynomys ludovicianus*).”

Section 2. Section 7-22-2215, MCA, is amended to read:

“7-22-2215. Rodent control board. (1) A governing body creating a rodent control district shall appoint a rodent control board composed of not less than three or more than five members. The county extension agent is an ex officio member of the board. Each member of the board must be an elector and reside within the district.

(2) Board members serve 3-year staggered terms. Of the members first appointed to a board, at least one shall serve a 1-year term and at least one shall serve a 2-year term.

(3) Each member of the board is entitled to:

(a) a mileage allowance as provided in 2-18-503 for the distance actually and necessarily traveled to perform official duties; and

(b) per diem expenses established by the governing body.

(4) The county weed board appointed under 7-22-2103 shall may be appointed by the governing body to also serve as the rodent control board, in which case the qualifications, terms, compensation, mileage, and expenses of the rodent control board are the same as those of the county weed board and subsections (1) through (3) do not apply.”

Section 3. Section 7-22-2216, MCA, is amended to read:

“7-22-2216. Board powers. (1) The board may:

(1)(a) develop and administer a program for the abatement and alleviation of rodent pest conditions within the district;

(2)(b) employ such assistants and employees as are necessary;

(3)(c) purchase or lease such equipment, material, or services as are considered necessary for an effective control program;

(4)(d) sell or lease such equipment, material, or services to district landowners or residents as are considered necessary to implement the rodent abatement program;

(5)(e) cooperate with any corporation, association, group, individual, or state or federal agency in rodent abatement programs;

(6)(f) receive gifts or grants for the implementation of a rodent abatement program; and

(7)(g) enter district lands in order to survey and study conditions and to implement a rodent abatement program.

(2) The board shall cooperate with the department in the management and suppression of rodent pests and may enter into written agreements with the department.”

NEW SECTION. Section 4. Definitions. As used in [sections 4 through 9], the following definitions apply:

(1) “Department” means the department of livestock.

(2) “Governing body” means the governing body specified by the form of government adopted by a county.

(3) "Management of vertebrate pests" means the correct identification of a vertebrate pest; recognition of its biological and environmental needs; assessment of the pest's damage, injury, or nuisance to agriculture, industry, or the public prior to selecting and implementing any integrated or individual control methods to reduce, prevent, or suppress such damage, nuisance, or injury; and evaluating the effects of these control methods.

(4) "Vertebrate pests" means jackrabbits, prairie dogs, ground squirrels, pocket gophers, rats, mice, skunks, raccoons, bats, and the following predatory and nuisance birds: blackbirds, cowbirds, starlings, house sparrows, and feral pigeons, when such animals and birds are injurious to agriculture, other industries, or the public.

NEW SECTION. Section 5. Management of vertebrate pests. (1) A governing body may establish a program to manage and suppress vertebrate pests.

(2) A governing body that establishes a program under subsection (1) must cooperate with the department in the management and suppression of vertebrate pests, including cooperation in regard to the department's organized and systematic plans covering methods and procedures to be followed in the management and suppression of vertebrate pests.

(3) A governing body, in cooperation with the department, may enter into cooperative agreements with state and federal governmental agencies, counties, rodent control districts, associations, corporations, or individuals when cooperation is necessary to promote the management and suppression of vertebrate pests.

NEW SECTION. Section 6. Agreements with department. A governing body, when cooperating with the department, may enter into written agreements with the department of livestock covering the methods and procedures to be followed in the management and suppression of vertebrate pests, the extent of supervision to be exercised by the governing body, and the use and expenditures of state and county money.

NEW SECTION. Section 7. County vertebrate pest management fund. A governing body that establishes a program to manage and suppress vertebrate pests must establish a county vertebrate pest management fund, from which the governing body may appropriate money for the operation of the program.

NEW SECTION. Section 8. Financing of vertebrate pest management program — tax. (1) A governing body may:

(a) appropriate from the county general fund an amount not in excess of \$10,000 annually and transfer it to the county vertebrate pest management fund; and

(b) levy a vertebrate pest management tax not to exceed 2 mills on the taxable valuation of all agricultural, horticultural, grazing, and timber lands and their improvements. Land within a rodent control district may not be taxed in any given year under both 7-22-2222 and this section for the control of rodents as defined in 7-22-2207. Land within a rodent control district may be taxed under this section only a dollar amount that is proportional to part of the vertebrate pest program's projected fiscal year budget which is allocated to the management and suppression of vertebrate pests other than rodents.

(2) The tax provided for in subsection (1) must be collected as other county taxes and credited to the county vertebrate pest management fund.

NEW SECTION. Section 9. Expenditures for supplies and services authorized. A governing body may make necessary expenditures from the county vertebrate pest management fund for equipment, materials, supplies, personal services, and other expenses. A governing body may also purchase vertebrate pest management supplies and equipment for use by cooperating governmental agencies, counties, rodent control districts, associations, corporations, or individuals in the management of vertebrate pests if the governing body charges such users the approximate cost of the supplies and equipment. Receipts from the resale of such supplies and equipment to the cooperating users must be credited to the county vertebrate pest management fund.

NEW SECTION. Section 10. Coordination instruction. If House Bill No. 85, transferring vertebrate pest management responsibility from the department of livestock to the department of agriculture, is passed and approved, references to the "department of livestock" in this act are amended to read "department of agriculture".

NEW SECTION. Section 11. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

FISH AND GAME (Nilson, Chairman):

1/29/83

HB 291, introduced bill, be amended as follows:

1. Title, line 8.

Strike: "; AMENDING SECTION 87-2-806, MCA"

2. Page 1.

Following: line 10

Strike: section 1 in its entirety

Insert: "Section 1. Propagation permit for migratory birds or waterfowl. (1) A person desiring to take, capture, or possess migratory birds or waterfowl or their nests or eggs for the purpose of propagation must provide the director of the department of fish, wildlife, and parks with a certified copy of all permits required for such purposes by the United States department of the interior.

(2) Upon receipt of the copy, the director shall issue a letter of approval to the permittee for the purposes stated in, and under such conditions and restrictions as imposed by, the permit. However, if the director finds that the provisions of the permit are not in the best interest of the state's migratory bird or waterfowl resources, he shall issue a letter to the permittee that:

(a) states the specific reasons why the provisions of the permit are not in the best interest of the state's migratory bird and waterfowl resources; and

(b) voids the federal permit for use in this state."

And, as amended, do pass. Report adopted.

Adverse Committee Report

FISH AND GAME (Nilson, Chairman):

1/29/83

HB 366, do not pass.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 557**, introduced by Sands, (By Request of the Secretary of State). Referred to Committee on State Administration.
- HB 558**, introduced by Manuel, Thomas, Haffey, Jacobson, Kemmis, Eck, Asay, Lane, Menahan, Vincent, (By Request of the Department of Administration). Referred to Committee on Appropriations.
- HB 559**, introduced by Phillips, (By Request of the Secretary of State). Referred to Committee on State Administration.
- HB 560**, introduced by Abrams, Spaeth, D. Brown, Pavlovich, Stobie, Zabrocki, O'Connell, Keyser, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.
- HB 561**, introduced by Addy, Nordtvedt. Referred to Committee on Taxation.
- HB 562**, introduced by Harper, Roush, Metcalf, J. Brown. Referred to Committee on Judiciary.
- HB 563**, introduced by Pavlovich, D. Brown, Daily, Harrington, Stobie, Quilici, Pistoria, Boylan, Lynch, Menahan, Stimatz, O'Connell, Hemstad, Shontz, Roush, Driscoll, Hand. Referred to Committee on Business and Industry.
- HB 564**, introduced by Vinger. Referred to Committee on Fish and Game.
- HB 565**, introduced by Vinger. Referred to Committee on Local Government.
- HB 566**, introduced by Menahan, Darko, Daily, McBride, Quilici, Harrington, Pavlovich, D. Brown, Nisbet, Schye, Saunders, Spaeth. Referred to Committee on Education and Cultural Resources.
- HB 567**, introduced by Bertelsen, Ellison, Ream, Connelly. Referred to Committee on Fish and Game.
- HB 568**, introduced by Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 569**, introduced by J. Brown. Referred to Committee on Labor and Employment Relations.
- HB 570**, introduced by Williams, Yardley. Referred to Committee on Taxation.
- HB 571**, introduced by Kitselman, Harper, Yardley. Referred to Committee on Business and Industry.
- HB 572**, introduced by Kitselman, Harper, Yardley. Referred to Committee on Business and Industry.
- HB 573**, introduced by Schye, Roush, Shontz, Addy, Towe, E. Smith, Schultz, Dover, Miller. Referred to Committee on Taxation.
- HB 574**, introduced by Neuman. Referred to Committee on Business and Industry.
- HB 575**, introduced by Lory, Winslow, Addy, Ramirez. Referred to Committee on Judiciary.
- HB 576**, introduced by Lory, Eudaily, Fagg, Ream, Donaldson, Hansen, Veleber. Referred to Committee on Business and Industry.
- HB 577**, introduced by McBride, Halligan, (By Request of the Legislative Audit Committee). Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 52**, introduced by Mazurek. Referred to Committee on Judiciary.

- SB 67**, introduced by Keating. Referred to Committee on Natural Resources.
- SB 101**, introduced by Graham, (By Request of the Code Commissioner). Referred to Committee on Natural Resources.
- SB 125**, introduced by Blaylock, Mazurek, Himsl, Kolstad, Towe, Metcalf, Fabrega, Ramirez. Referred to House Select Committee on Economic Development.
- SB 129**, introduced by Fuller, J. Brown, Christiaens, Story. Referred to Committee on Judiciary.
- SB 142**, introduced by Gage, (By Request of the Secretary of State). Referred to Committee on Judiciary.
- SB 145**, introduced by Turnage, Mazurek, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.
- SB 147**, introduced by Lane, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- SB 156**, introduced by Goodover, Addy. Referred to Committee on Business and Industry.
- SB 183**, introduced by Mazurek, (By Request of the Department of Administration). Referred to Committee on State Administration.
- SB 195**, introduced by Crippen. Referred to Committee on Judiciary.
- SJR 8**, introduced by Severson, B. Brown, Elliott, Swift, McCallum, Himsl, Towe, Lane, Norman, Thomas, H. Hammond, Devlin, Waldron, E. Smith, Marbut, Thoft, Ellerd, Seifert, Asay, Curtiss, Marks, Harp, Mueller, Hannah, Kemmis, Stobie, Lybeck. Referred to Committee on Natural Resources.

ANNOUNCEMENTS

The Speaker announced that the legislative calendar for next week will be as follows: Monday through Friday House convenes at 3:00 p.m., Saturday House convenes at 9:00 a.m.

MOTIONS

Representative Neuman moved that Representative Addy's vote on amendments to HB 393 be recorded as yes. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., January 31, 1983.

Motion carried.

House adjourned at 2:28 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-FIFTH LEGISLATIVE DAY

Helena, Montana
January 31, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Farris, Hammond, Hannah, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the twenty-second and twenty-third legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

1/31/83

Correctly printed: HB 159, HB 291, HB 390.

Considered correctly engrossed: HB 7, HB 227, HB 234, HB 265, HB 273, HB 275, HB 276, HB 279, HB 293, HB 303, HB 323, HB 324, HB 331.

Correctly engrossed: HB 272, HB 287, HB 420.

Delivered to the Governor for his approval at 10:41 a.m., 1/31/83: HB 15.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

1/31/83

HB 432, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

1/31/83

HB 327, introduced bill, be amended as follows:

1. Title, line 6.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 21.

Following: "shoplifting"

Strike: "and may request a voluntary statement from him"

3. Page 3.

Following: line 5

Insert: "Section 2. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Section 3. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 350, do pass. Report adopted.

HB 370, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "offenses"

Insert: "occurs"

Following: “and”

Insert: “that”

2. Page 2, line 25.

Following: “discrimination”

Strike: “a diversified range of treatment and”

3. Page 3, line 2.

Following: “offender.”

Strike: “To further enhance the concept of individual responsibility, participation in any such program must be voluntary.”

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

1/29/83

HR 2, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: “Legislature”

Insert: “with the following modifications and recommendations:

(1) house districts 81 and 82 be amended so that the district in which Livingston is located be made more urban in nature and the district consisting of rural Park County, Sweetgrass County and a portion of Yellowstone National Park be made more rural in nature, as described on the attached census report;

(2) house districts 99 and 100 be amended so that the area in ED 3027A in the Hardin division of Big Horn County that is north of the school district boundary in sections 21 and 22 TIN R33E be placed in house district 99 rather than in house district 100, as described on the attached census report;

(3) house districts 70 and 74 be amended so that the area in Silver Bow County which is south of the Continental Divide and west of interstate 15 be placed in district 70 rather than in district 74 and that the area in Silver Bow County that is south of Four Mile Vue, east of Harrison Avenue, west of the Chicago, Milwaukee, St. Paul and Pacific railroad tracks and north of Little Basin Creek and Little Basin Creek road be placed in district 74 rather than district 70, as described on the attached census report;

(4) senate districts 25, 26, 28, 29, 34, and 35 be withdrawn and the following house districts be paired to form senate districts:

50 and 51

52 and 55

49 and 69

57 and 68

67 and 70”

And, as amended, be adopted. Report adopted.

TAXATION (Neuman, Vice-Chairman):

1/31/83

HB 423, do pass. Report adopted.

Consent Calendar

Bill unanimously passed and unanimously placed on consent calendar:

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

1/31/83

SB 102, be concurred in. Report adopted.

Adverse Committee Reports

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 1/31/83

HB 409, do not pass.

JUDICIARY (D. Brown, Chairman): 1/31/83

HB 332, do not pass.

HB 366 - Representative Nilson moved that the adverse committee report on HB 366 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Seifert, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 68

Noes: Bachini, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Ellison, Eudaily, Iverson, Jones, Keyser, Kitselman, Manuel, Neuman, Nordtvedt, Pavlovich, Phillips, Ryan, Saunders, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Yardley.

Total 28

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Shontz.

Total 1

MOTIONS

Representative Addy moved that Howe be added as a sponsor to HB 313. Motion carried.

Representative Vincent moved that consideration on HB 104 be passed until the twenty-seventh legislative day. Motion carried.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 1/31/83

Examined by the sponsor (Curtiss) and found to be correct: HB 10.

Adverse Committee Report

HB 311 - Representative Brand moved that the adverse committee report on HB 311 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands,

Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bachini, Driscoll, Hemstad, Menahan, Nisbet, Nordtvedt, Peck, Saunders.

Total 8

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Bergene, Connelly.

Total 2

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 578, introduced by Miller, (By Request of the Montana Insurance Department). Referred to Committee on Business and Industry.

HB 579, introduced by Dozier, Williams. Referred to Committee on Local Government.

HB 580, introduced by Darko, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

HB 581, introduced by Fabrega, Bergene, Hemstad, Nordtvedt, Yardley. Referred to Committee on Taxation.

HB 582, introduced by Switzer, Mueller. Referred to Committee on Taxation.

HB 583, introduced by Hannah, Swift, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.

HB 584, introduced by Hannah, Swift, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.

HB 585, introduced by Hannah, Fagg, Swift, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.

HB 586, introduced by Hannah, Fagg, Swift, (By Request of the Task Force on Corrections). Referred to Committee on Judiciary.

HB 587, introduced by Sands. Referred to Committee on Taxation.

HB 588, introduced by Swift, Seifert, Thoft. Referred to Committee on Highways and Transportation.

HB 589, introduced by Schye. Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 207 - That HB 207 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis,

Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 84

Noes: Jones, Keyser, Ryan, Seifert, Stobie, Underdal.

Total 6

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Devlin, Driscoll, Ellerd, Harrington, Phillips, Roush, Williams.

Total 7

Representative Vincent moved that the committee rise. Motion carried.

Ed Argenbright, Superintendent of Public Instruction, presented "Teacher of the Year" Don Goddard of Flathead High School in Kalispell. Lael Carter, on behalf of Encyclopedia Britannica, presented an award to Mr. Goddard.

House resumed second reading.

HB 280 - Representative Hand moved that HB 280 do pass. Representative Kemmis made a substitute motion that HB 280 do not pass. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 60

Noes: Asay, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellison, Eudaily, Hand, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Marks, Miller, Mueller, Peck, Phillips, Pistoria, Ramirez, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 37

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 343 - That HB 343 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson,

Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Peck, Seifert, Stobie, Swift.

Total 4

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Connelly, Ellerd, Hansen, Kemmis, Menahan, Phillips, Yardley.

Total 7

HB 363 - That HB 363 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: Ellerd.

Total 1

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: McBride, Waldron, Yardley.

Total 3

HB 364 - That HB 364 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Donaldson, Harrington, Jones, Lybeck, Nordtvedt, Yardley.

Total 6

HB 369 - That HB 369 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Menahan, Peck, Spaeth.

Total 3

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Donaldson, Switzer.

Total 2

Representative Seifert excused at this time.

HB 408 - That HB 408 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 60

Noes: Bengtson, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harper, Iverson, Jones, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 37

Paired: Brand, Dozier, Ayes; Hannah, Seifert, Noes.

Excused: Farris, Hammond.

Total 2

Absent or not voting: R. Jensen.

Total 1

HB 421 - That HB 421 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah, Seifert.

Total 4

Absent or not voting: R. Jensen, Peck, Underdal.

Total 3

Representative Seifert present at this time.

HJR 2 - That HJR 2 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hart, J. Jensen, Metcalf, Veleber.

Total 4

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Ream.

Total 1

HJR 6 - That HJR 6 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hand, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 83

Noes: Addy, Devlin, Hansen, Harper, Hart, J. Jensen, Kadas, Schultz.

Total 8

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Brand, Driscoll, Ellison, Thoft, Winslow, Yardley.

Total 6

HB 151 - That HB 151 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Brand, Winslow.

Total 2

HB 213 - Representative Kemmis moved that HB 213 be placed below HB 222. Motion carried.

HB 222 - That HB 222 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Brand, Fagg, Hart, Kennerly, Smith.

Total 5

HB 213 - That HB 213 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Brand, Kennerly, Ryan.

Total 3

HB 231 - Representative Vincent moved that consideration on HB 231 be passed for the day. Motion carried.

HB 259 - That HB 259 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Bardanouve, Bliss, Ellerd, Hemstad, Koehnke, Sales, Stobie, Underdal.

Total 8

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Thoft.

Total 1

HB 266 - Representative Connelly moved that HB 266 do pass. Representative Marks made a substitute motion that consideration on HB 266 be passed for the day. The substitute motion carried.

HB 296 - That HB 296 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride,

McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hand, Sales, Vinger.

Total 3

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Bardanouve, Fabrega.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved that the committee of the whole report be deemed read. Motion carried. Chairman Daily moved the adoption of the committee report. Report adopted. (96-0)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

1/31/83

Correctly enrolled: HB 61, HB 64, HB 71.

Examined by the sponsor (Waldron) and found to be correct: HB 61.

Examined by the sponsor (Fabrega) and found to be correct: HB 64.

Examined by the sponsor (Abrams) and found to be correct: HB 71.

Signed by the Speaker at 4:36 p.m., 1/31/83: HB 10, HB 61, HB 64, HB 71.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

1/31/83

HB 452, introduced bill, be amended as follows:

1. Title, line 11.

Following: "LICENSES;"

Insert: "REQUIRING CONTINUING EDUCATION FOR
RENEWAL OF LICENSES;"

2. Title, line 12.

Following: "COMMERCE;"

Insert: "AND"

3. Title, line 12.

Following: "PENALTIES"

Strike: remainder of line 12 through "DATE" on line 13

4. Page 1, line 16.

Following: "through"

Strike: "14"

Insert: "15"

5. Page 3, line 6.

Following: "section"

Strike: "14"

Insert: "15"

6. Page 3, line 13.

Following: "[

Strike: everything through "13"

Insert: "this act"

7. Page 3, line 15.

Following: "through"

Strike: "14"

Insert: "15"

8. Page 4, line 7.

Strike: "without"

9. Page 4, line 8.

Strike: "examination"

10. Page 4, lines 9 and 10.

Following: "department"

Strike: remainder of line 9 through "act]" on line 10

11. Page 4, line 11.

Following: "license"

Strike: "without examination"

12. Page 4, lines 13 through 19.

Following: "he"

Strike: remainder of line 13 through "(b)" on line 19

13. Page 4, line 20.

Following: "6"

Strike: "(1) through (5)"

14. Page 5, line 25.

Following: "equivalent"

Strike: remainder of line 25 through "agency" on line 2, page 6

15. Page 6, line 5.

Following: "polygraph"

Insert: "or a comparable examination conducted by another state whose law requires successful completion of the examination as qualification for a license"

16. Page 6, line 13.

Following: "through"

Strike: "14"

Insert: "15"

17. Page 6.

Following: line 13

Insert: "Section 8. Continuing education. The department shall establish by rule minimum requirements of professional education and training, consistent with field of learning and with the standards of professional organizations, for renewal of licenses."

Renumber: subsequent sections

18. Page 8, line 13.

Strike: "14"

Insert: "15"

19. Page 8, line 16.

Following: "through"

Strike: "14"

Insert: "15"

20. Page 10, line 3.

Following: "through"

Strike: "14"

Insert: "15"

21. Page 10, lines 7 and 8.

Strike: section 15 in its entirety

Re-number: subsequent section

22. Page 10, line 10.

Following: "through"

Strike: "14"

Insert: "15"

23. Page 10, line 12.

Following: "through"

Strike: "14"

Insert: "15"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 452

A statement of intent is required for this bill because section 3 grants rulemaking authority to the Department of Commerce.

It is the legislature's intent that the department shall adopt rules setting forth the manner in which an applicant must prove his fitness for licensure and adopt rules specifying the fees authorized by section 7. The department must also adopt rules establishing the date of expiration of all licenses; it is contemplated that these rules will establish a different numerical grouping so that all licenses do not expire on one date. The department shall also adopt rules specifying the form of the license and pocket card. The department shall also adopt, under section 8, rules for continuing education of examiners. The department may, under sections 3 and 15, adopt any or all parts of the Attorney General's Model Rules which satisfy the requirements of section 15. It is the legislature's intent that no other rules than those required by section 15 and as may otherwise be authorized by the Administrative Procedure Act, be adopted by the department to implement this act.

HB 464, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "under"

Strike: "32-2-806"

Insert: "33-2-806"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 464

A statement of intent is required for this bill in that it delegates rulemaking authority to the Commissioner of Insurance in section 5.

Although 33-1-313, MCA, delegates to the Commissioner of Insurance rulemaking authority to effectuate any provisions of the code, as LC 1116 substantively increases this power, a statement of intent is required.

Section 5 empowers the Commissioner of Insurance with the sole authority to regulate the issuance and sale of variable contracts and allows the Commissioner to promulgate rules to carry out the provisions of this bill. The Commissioner's authority to promulgate rules is limited in scope to the following areas:

1. Rules relating to maintaining reserves for guaranteed benefits and funds in a separate account;
 2. Rules relating to valuation of assets allocated to a separate account;
 3. Rules relating to the transfer of cash or securities among a life insurance company's accounts; and
 4. Rules relating to the requirements of doing business under this bill.
- All rules promulgated under this bill are subject to the provisions of the Montana Administrative Procedure Act.

HB 498, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

1/31/83

HB 419, do pass. Report adopted.

HB 457, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

1/31/83

HB 232, introduced bill, be amended as follows:

1. Title, line 6.

Following: "LIMITS;"

Insert: "ALLOWING PERMITS FOR TEMPORARILY HANDICAPPED PERSON;"

2. Title, line 10.

Following: "301,"

Insert: "49-4-301,"

3. Page 1.

Following: line 14

Insert: "Section 1. Section 49-4-301, MCA, is amended to read:

"49-4-301. Who eligible for special parking permit. (1) The division of motor vehicles, department of justice, shall issue a special parking permit to a person who:

(a) holds a valid Montana driver's license and owns a motor vehicle, other than a commercial vehicle, and has a permanent physical handicap that impairs his mobility when not in a motor vehicle; ~~or~~

(b) regardless of whether he holds a driver's license or owns a motor vehicle, has a permanent physical handicap that impairs his driving ability and impairs his mobility when not in a motor vehicle to such an extent that he needs to be driven by another person to a destination; or

(c) has a temporary physical handicap that impairs his driving ability or his mobility when not in a motor vehicle to such an extent that he needs to be driven by another person to a destination.

(2) No one applicant may receive more than one permit.""

Renumber: subsequent sections

4. Page 4, line 14.

Following: "than"

Strike: "\$10"

Insert: "\$25"

5. Page 4, line 15.

Following: "\$100"

Strike: "or by imprisonment for not more than 10 days"

6. Page 4, line 18.

Strike: "5"

Insert: "6"

7. Page 4, line 20.

Strike: "5"

Insert: "6"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman): 1/29/83

HB 298, do pass. Report adopted.

HB 336, introduced bill, be amended as follows: 1/31/83

1. Page 1, lines 17 and 18.

Following: "any"

Strike: remainder of lines 17 and 18 in their entirety

Insert: "project or activity which the county is otherwise authorized by law to undertake."

2. Page 1, line 25.

Following: "commissioners"

Insert: "whenever the board of county commissioners is acting pursuant to subsection (1)"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman): 1/31/83

HB 305, do pass. Report adopted.

HB 352, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman): 1/31/83

HB 268, introduced bill, be amended as follows:

1. Title, lines 5 through 7.

Following: "ACT" on line 5

Strike: "PROHIBITING" through ";" on line 7

2. Page 1, line 18.

Strike: "To"

Insert: "Except as provided in subsection (3), to"

3. Page 1, lines 21 through 23.

Following: "hours" on line 21

Strike: "and" through "closer" on line 23

And, as amended, do pass. Report adopted.

HB 487, do pass. Report adopted.

SB 58, be concurred in. Report adopted.

SB 66, be concurred in. Report adopted.

Adverse Committee Reports

STATE ADMINISTRATION (Brand, Chairman): 1/28/83

HB 329, do not pass.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 1/31/83

HB 474, do not pass.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 85 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Switzer.

Total 1

HB 110 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Jacobsen, J. Jensen, Jones, Koehnke, Manuel, Ryan, Smith, Spaeth, Stobie.

Total 9

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 122 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 130 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Addy, Bardanouve, Brand, Dozier, Hansen, Harper, Hart, J. Jensen, Kadas, Koehnke, Lory, Metcalf, Saunders, Veleber, Waldron.

Total 15

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 135 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hand, Hanson, Swift.

Total 3

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Harp.

Total 1

HB 152 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Driscoll, Eudaily, Hansen, Keyser, Lybeck, Neuman, Ramirez, Roush, Stobie.

Total 10

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 172 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bengtson, Hemstad, Stobie.

Total 3

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 193 passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 59

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Fabrega, Fagg, Hanson, Iverson, Jacobsen,

Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Peck, Phillips, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Winslow, Yardley, Mr. Speaker.

Total 37

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Bardanouve.

Total 1

HB 198 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: D. Brown, Koehnke.

Total 2

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

HB 205 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: Ellison, Ryan.

Total 2

HB 223 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: Asay, Driscoll, Nordtvedt, Pavlovich, Roush, Sales.
Total 6

Excused: Farris, Hammond, Hannah.
Total 3

Absent or not voting: Schultz.
Total 1

HB 239 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: None.
Total 0

Excused: Farris, Hammond, Hannah.
Total 3

Absent or not voting: None.
Total 0

HB 248 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Fagg, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 71

Noes: Bachini, Bliss, Brand, J. Brown, Curtiss, Ellerd, Ellison, Eudaily, Hanson, Harp, Jacobsen, Lybeck, Mueller, Nordtvedt, Peck, Saunders,

Schultz, Solberg, Stobie, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.
Total 25

Excused: Farris, Hammond, Hannah.
Total 3

Absent or not voting: Keyser.
Total 1

HB 264 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: Bliss, Ellerd, Sales, Thoft, Waldron.
Total 5

Excused: Farris, Hammond, Hannah.
Total 3

Absent or not voting: None.
Total 0

HB 267 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: Bengtson, Hemstad, Lybeck, Peck, Pistoria, Switzer.
Total 6

Excused: Farris, Hammond, Hannah.
Total 3

Absent or not voting: Nordtvedt.
Total 1

HB 274 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Sales, Seifert, Stobie, Swift.

Total 4

Excused: Farris, Hammond, Hannah.

Total 3

Absent or not voting: None.

Total 0

MOTIONS

Representative Mueller moved that consideration on HB 227 be passed until the twenty-eighth legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 590, introduced by Neuman. Referred to Committee on Education and Cultural Resources.

ANNOUNCEMENTS

The Chief Clerk announced that all legislators are invited to a showing of the film "War Without Winners" with an introduction by Rev. Bob Holmes, Associate Pastor of St. Paul's Methodist Church. The film will be shown on Tuesday, February 1, at 7:30 p.m. in Conference Room D, Room 209C, at the Cogswell Building. The film is sponsored by Montana Citizens to End the Arms Race.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 1, 1983.

Motion carried.

House adjourned at 6:40 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-SIXTH LEGISLATIVE DAY

Helena, Montana
February 1, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Farris, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/1/83

Correctly printed: HB 95, HB 232, HB 268, HB 298, HB 305, HB 327, HB 336, HB 350, HB 352, HB 370, HB 419, HB 423, HB 432, HB 452, HB 457, HB 464, HB 487, HB 498, HR 2.

Considered correctly engrossed: HB 151, HB 207, HB 213, HB 222, HB 259, HB 296, HB 343, HB 363, HB 364, HB 369, HB 408, HB 421, HJR 2, HJR 6.

Delivered to the Governor for his approval at 11:33 a.m., 2/1/83: HB 10, HB 61, HB 64, HB 71.

APPROPRIATIONS (Bardanoue, Chairman):

1/31/83

HB 95, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "\$64,000"

Insert: "\$58,000"

And, as amended, do pass. Report adopted.

HB 243, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/1/83

HB 490, introduced bill, be amended as follows:

1. Page 4, line 24.

Following: "official"

Strike: "state"

Insert: "board"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 490

A statement of intent is required for this bill because it grants the Board of Architects the authority to adopt rules implementing Title 37, Chapter 65.

Currently, the chapter of state statutes governing the licensing of architects contains no general grant of rulemaking authority such as those available to most other state agencies and licensing boards. The Board of Architects must therefore rely on the grants of rulemaking authority applicable to all boards contained in 37-1-131 which allows only the adoption of rules "governing licensing, certification, registration and conduct of" architects, upon 37-1-136 allowing the board to adopt rules relating to disciplinary action, and upon 2-4-201 requiring every agency to adopt procedural rules. Thus, the board has no authority to adopt rules unauthorized by those sections of law. HB 490 grants the board general rulemaking authority to adopt any rule "necessary" to implement all previously existing statutes contained in Title 37, Chapter 65. Any such rules must be adopted under the Montana Administrative Procedure Act.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

1/31/83

HB 315, introduced bill, be amended as follows:

1. Title, lines 4 through 8.

Following: "ALLOWING"

Strike: line 4 through "CODES" on line 8

Insert: "SCHOOL BUILDING PLANS AND SPECIFICATIONS TO BE REVIEWED AND APPROVED BY THE GOVERNMENTAL ENTITY HAVING STATE BUILDING CODE ENFORCEMENT JURISDICTION"

2. Page 1, line 15.

Following: "be"

Strike: ".,"

3. Page 1, line 16.

Strike: "(a)"

Following: "or"Strike: "structurally"

4. Page 1, line 19.

Following: "administration:"

Strike: ":",

Following: "or"

Insert: "a municipality or county with a building code adopted as provided in 50-60-301."

5. Page 1, line 20.

Strike: subsection (b) in its entirety

6. Page 1, line 23.

Following: "(1)"Strike: "(a)"

7. Page 1, line 25 through line 1, page 2.

Following: "with the"

Strike: remainder of line 25 through "department" on line 1, page 2

Insert: "applicable building code"

8. Page 2, line 4.

Strike: line 4 through "administration"

Insert: "required in subsection (1)"

And, as amended, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman):

2/1/83

HB 320, do pass. Report adopted.**HB 353**, do pass. Report adopted.**HB 488**, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "that the"

Strike: "department of highways"

Insert: "highway patrol division"

2. Page 2, line 6.

Following: "rule"

Insert: "adopted pursuant to 61-9-504"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/31/83

HB 384, introduced bill, be amended as follows:

1. Page 4, line 7.

Strike: "may"

Insert: "shall"

2. Page 4, lines 17 and 18.

Strike: "commissioner deems it necessary for the protection of the state of Montana or the employees of a"

3. Page 4, line 19.

Following: "tavern"

Insert: "defaults on the payment of wages, payroll taxes, or workers' compensation premiums"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/1/83

HB 397, do not pass.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

1/31/83

HB 308, do not pass.

HB 271, do not pass.

HB 314, do not pass.

HB 330, do not pass.

LOCAL GOVERNMENT (McBride, Chairman):

2/1/83

HB 344, do not pass.

HB 409 - Representative Jacobson moved that the adverse committee report on HB 409 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 90

Noes: Brand, D. Brown, Dozier, J. Jensen, Veleber, Waldron, Zabrocki.

Total 7

Excused: Farris.

Total 1

Absent or not voting: Hart, Kadas.

Total 2

HB 332 - Representative D. Brown moved that the adverse committee report on HB 332 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bachini, Hemstad, Peck, Roush, Waldron.

Total 5

Excused: Farris.

Total 1

Absent or not voting: Kadas, Smith, Thoft.

Total 3

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 1, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 15.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 1/31/83

HB 111, introduced by Hanson, Ellison, Ochsner

House bills concurred in and returned to the House: 1/31/83

HB 40, introduced by Shontz

HB 45, introduced by Waldron

HB 65, introduced by Fabrega

HB 66, introduced by Fabrega

HB 81, introduced by Nordtvedt

HB 87, introduced by Dozier, Pavlovich, Driscoll, et al.

Senate bills passed and transmitted to the House for concurrence: 1/31/83

SB 19, introduced by Kolstad, Curtiss

SB 106, introduced by Blaylock

SB 117, introduced by Dover, Hazelbaker, Van Valkenburg, et al.

SB 167, introduced by Daniels, Turnage, Van Valkenburg

SB 205, introduced by Eck, Bardanouve, Fagg, et al.

MOTIONS

Representative Winslow moved that Kolstad, Towe, Ochsner, Jacobson, Haffey, Boylan, and Marbut be added as sponsors to HB 284. Motion carried.

Representative Harrington moved that Harrington, Metcalf, Harper, Schye, Darko, Hansen, J. Hammond, Kadas, Veleber, Waldron, Menahan, J. Jensen, Saunders, McBride, Nisbet, D. Brown, Schultz, Ream, Bachini, Peck, Farris, O'Connell, J. Brown, Connelly, Nilson, Lybeck, Keenan, Zabrocki, McCormick, Howe, Driscoll, Daily, Pavlovich, Holliday, Bengtson, Kennerly, Shontz, Yardley, Spaeth, Williams, Addy, Neuman, Bardanouve, Roush, Koehnke, Fabrega, Bertelsen, Fagg, Bergene, Miller, Hemstad, Harp, Ernst, Halligan, Crippen, Van Valkenburg, Eck, Jacobson, Conover, Berg, Mohar, Mazurek, Haffey, Christiaens, Lane, Daniels, Thomas, R. Manning, and Hager be added as sponsors to HB 100. Motion carried.

Representative Swift moved that Vincent be added as a sponsor to HJR 12. Motion carried.

Representative Jones moved that Quilici, Pavlovich, Driscoll, O'Connell, Bachini, Peck, Holliday, J. Jensen, Saunders, Nisbet, Metcalf, Hart, and McBride be added as sponsors to HB 510. Motion carried.

Representative Vincent moved that Addy be added as a sponsor to HB 540. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow HB 95 to be placed on second reading this day. Motion carried.

Representative Vincent moved that the rules be further suspended to allow HB 95, should it pass second reading, to be placed on third reading this same day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 591, introduced by Nisbet, Ream, Berg, Darko. Referred to Committee on Education and Cultural Resources.

HB 592, introduced by Kitselman, Harper, Yardley. Referred to Committee on Business and Industry.

HB 593, introduced by Fagg, Hannah, Sands, Wallin, Kitselman, Asay, Ellison, Iverson, Compton, Switzer, Devlin, Ramirez. Referred to Committee on Taxation.

HB 594, introduced by Hemstad, Halligan, Curtiss, Neuman, McCormick, Curtiss, Miller, Shontz, Swift, Donaldson, Nilson, Nisbet, Harper, Metcalf, Zabrocki, J. Brown, Darko, Driscoll, Veleber, O'Connell, Kitselman, D. Brown, Christiaens, Farris, Iverson, Quilici, Nordtvedt, Fagg, H. Hammond, R. Manning, Thomas. Referred to Committee on Taxation.

HB 595, introduced by Spaeth, (By Request of the Department of Justice). Referred to Committee on Business and Industry.

HB 596, introduced by Kadas, Nisbet, Neuman, Christiaens, Van Valkenburg. Referred to Committee on Local Government.

- HB 597**, introduced by Schye, Etchart. Referred to Committee on Appropriations.
- HB 598**, introduced by Seifert. Referred to Committee on Local Government.
- HB 599**, introduced by Waldron. Referred to Committee on Taxation.
- HB 601**, introduced by Pavlovich, Manuel, Abrams, Lynch, Keyser, (By Request of the Board of Crime Control). Referred to Committee on Appropriations.
- HB 602**, introduced by Kitselman. Referred to Committee on Local Government.
- HB 603**, introduced by Peck, Hemstad, Nilson, Yardley, Fabrega, Driscoll, O'Connell, Blaylock, Gage, R. Manning, Menahan, Harper, McCallum, Bachini, Kemmis, Dozier. Referred to Committee on Labor and Employment Relations.
- HB 604**, introduced by Wallin, Gage, Harper, R. Manning, Bergene. Referred to Committee on Human Services.
- HB 605**, introduced by Kitselman, Crippen, Regan, R. Manning, Berg, Hager, Donaldson, J. Brown, Haffey. Referred to Committee on Business and Industry.
- HB 606**, introduced by Koehnke, Brand, Fabrega, O'Connell, Peck, Pistoria, Harper, Yardley. Referred to Committee on Highways and Transportation.
- HB 607**, introduced by J. Brown, Nisbet. Referred to Committee on Business and Industry.
- HB 608**, introduced by Spaeth, Ramirez, Addy, Yardley, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- HB 609**, introduced by Spaeth, Ramirez, Addy, Keyser, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- HB 610**, introduced by Compton, Etchart, E. Smith. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 19**, introduced by Kolstad, Curtiss, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Local Government.
- SB 106**, introduced by Blaylock, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- SB 117**, introduced by Dover, Hazelbaker, Van Valkenburg, Quilici, Lory, Stimatz, Keating, Connelly, (By Request of the Board of Crime Control). Referred to Committee on Business and Industry.
- SB 167**, introduced by Daniels, Turnage, (By Request of the Department of Administration). Referred to Committee on Appropriations.
- SB 205**, introduced by Eck, Bardanouve, Fagg, Lee, (By Request of the Department of Administration). Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Kitselman in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 37 - That HB 37, second reading copy, be amended as follows:

1. Title, lines 7 through 10.

Strike: "CERTAIN SOCIETIES" on line 7 through "AGENCY'S ACTIVITIES" on line 10

Insert: "EVERY PERSON SELECTED BY AN AGENCY FROM A LIST PROVIDED BY THE ADMINISTRATIVE CODE COMMITTEE"

2. Page 1, line 24.

Strike: ":",

3. Page 1, line 25.

Strike: "(i)"

4. Page 2, lines 1 through 7.

Strike: ":", on line 1 through "ACTIVITIES" on line 7

5. Page 2.

Following: line 9

Insert: "(c) (i) A person may also file his name, address and a short description of his activities and interests concerning rulemaking with the administrative code committee. The committee shall mail the list to all agencies publishing rulemaking notices in the MAR. Upon receipt of the list, an agency shall review the same and determine those persons who, in its good faith judgment, are interested in or would be affected by, rules of that agency.

(ii) Upon making the determination required by subsection (2)(b)(i) of this section, an agency shall publish in the MAR a list of persons to whom the agency will mail rulemaking notices, noting the type of notice to be mailed to each person, and shall mail those rulemaking notices within 3 days of publication to the persons listed. The list must be amended by the agency upon request of any person requesting to be added to or deleted from the list.

(iii) The list of persons published pursuant to subsection (2)(b)(ii) is not considered a rule for the purposes of this chapter. Failure to give notice to a person included on the list does not affect the validity of a rule."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Hanson, Nilson.

Total 2

That HB 37, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Addy, Bachini, Bardanouve, J. Brown, Darko, Dozier, Hammond, Hansen, Harper, Hart, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, McBride, Menahan, Metcalf, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron.

Total 27

Excused: Farris.

Total 1

Absent or not voting: D. Brown, Fagg.

Total 2

HB 231 - That HB 231 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Seifert, Smith.

Total 2

HB 266 - Representative Vincent moved that consideration on HB 266 be passed for the day. Motion carried.

HB 304 - That HB 304 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Driscoll, Ramirez, Seifert, Smith.

Total 4

HB 307 - That HB 307 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: J. Jensen.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Bergene, Seifert.

Total 2

HB 346 - That HB 346 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Nordtvedt.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Brand, Seifert.

Total 2

HB 436 - That HB 436 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Hammond, Hansen, Hemstad, J. Jensen, Kemmis, Peck, Pistoria, Shontz, Spaeth.

Total 9

Excused: Farris.

Total 1

Absent or not voting: Driscoll, Marks, Nilson.

Total 3

HB 159 - That HB 159 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Donaldson, Marks, Miller, Vinger, Winslow.

Total 5

HB 291 - That HB 291 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream,

Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: Addy, Bardanouve, Dozier, Driscoll, Hart, J. Jensen, Lybeck, Metcalf, Nisbet, Pavlovich, Schye, Shontz, Spaeth.
Total 13

Excused: Farris.
Total 1

Absent or not voting: None.
Total 0

HB 390 - That HB 390 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: None.
Total 0

Excused: Farris.
Total 1

Absent or not voting: Devlin, Roush.
Total 2

HB 95 - That HB 95 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 93

Noes: Asay, Fagg, Hannah, Seifert, Switzer.
Total 5

Excused: Farris.
Total 1

Absent or not voting: Underdal.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Kitselman moved that the committee of the whole report be deemed read. Motion carried. Chairman Kitselman moved the adoption of the committee report. Report adopted. (94-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 7 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 91

Noes: Asay, Jacobsen, Ryan, Shontz, Solberg, Vinger.

Total 6

Excused: Farris.

Total 1

Absent or not voting: Devlin, Zabrocki.

Total 2

HB 95 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Asay, Daily, Fagg, Hannah, Seifert, Swift, Switzer.

Total 7

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 234 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Addy, Brand, Driscoll, J. Jensen, Menahan, Saunders, Mr. Speaker.

Total 7

Excused: Farris.

Total 1

Absent or not voting: Bengtson, Devlin.

Total 2

HB 265 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Asay, Switzer, Thoft, Veleber.

Total 4

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 272 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Curtiss, Waldron.

Total 3

Excused: Farris.

Total 1

Absent or not voting: Ellison.

Total 1

HB 273 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Pistoria.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Ellison.

Total 1

HB 275 failed to pass as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Holliday, Howe, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Manuel, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 47

Noes: Abrams, Addy, Bachini, Bardanouve, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Veleber, Vincent, Waldron, Zabrocki, Mr. Speaker.

Total 52

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 276 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 279 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Harp, Pavlovich, Ryan, Stobie, Switzer, Underdal, Wallin.

Total 8

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 287 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz,

Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Jones, Lybeck, Smith, Solberg, Stobie, Thoft, Underdal.

Total 7

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 293 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 303 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bachini, Bliss, D. Brown, Curtiss, Koehnke, Lybeck, McBride, McCormick, Nisbet, O'Connell, Pavlovich, Peck, Vinger.

Total 13

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 323 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: Jacobsen, McCormick, Neuman, O'Connell, Wallin.
Total 5

Excused: Farris.
Total 1

Absent or not voting: None.
Total 0

HB 331 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: Hammond, Harper, Metcalf, Roush.
Total 4

Excused: Farris.
Total 1

Absent or not voting: None.
Total 0

HB 420 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Abrams, D. Brown, Curtiss, Devlin, Ellison, Hannah, Harp, Jacobsen, Jones, Keyser, Koehnke, Marks, Phillips, Ryan, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 22

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

FISH AND GAME (Nilson, Chairman): 2/1/83

HB 425, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman): 1/28/83

HB 24, introduced bill, be amended as follows:

1. Title, line 7.

Following: "COMMUNITY-BASED"

Insert: "RESIDENTIAL"

2. Page 2, line 7.

Following: "children;"

Insert: "and"

3. Page 2.

Strike: lines 8 and 9 in their entirety

Re-number: subsequent subsections

4. Page 4, line 15.

Following: "~~youth.~~"

Insert: "(5) 'Foster home' means a private residence approved by the court for placement of a youth."

Re-number: subsequent subsections

5. Page 7, line 22.

Following: "guardian."

Insert: "Nothing in this definition is intended to include juvenile correctional facilities, evaluation facilities, mental health facilities and services, and aftercare programs operated by the department of institutions."

6. Page 10, line 2.

Following: "~~hearing;~~"

Insert: "(d) transfer of legal custody of the youth to the department of institutions, provided that such commitment does not authorize the department of institutions to place the youth in a state correctional facility, and such commitment may not exceed a period of 6 months without a subsequent order of the court, after notice and hearing;"

Re-number: subsequent subsection

7. Page 11, line 2.

Following: "(d)"

Strike: "in case of a delinquent youth."

8. Page 11, line 3.

Following: "institutions"

Strike: ".,"

Insert: “, provided, however, that in the case of a youth in need of supervision, such transfer of custody does not authorize the department of institutions to place the youth in a state youth correctional facility and such custody may not continue for a period of more than 6 months without a subsequent court order after notice and hearing,”

9. Page 15, lines 1 through 13.

Strike: lines 1 through 13 in their entirety

Re-number: subsequent subsections

10. Page 16, line 15.

Following: “group homes,”

Insert: “and”

11. Page 16, line 16.

Following: “agencies”

Strike: “, and community based programs”

12. Page 17.

Strike: lines 1 and 2 in their entirety

Re-number: subsequent subsections

13. Page 17.

Strike: lines 8 through 10 in their entirety

Re-number: subsequent subsections

14. Page 17, line 12.

Following: “implementation”

Strike: “.”

Insert: “; and

(h) maintain adequate data on placements it funds in order to keep the legislature properly informed of the following:

(i) the breakdown of youth in need of care, youth in need of supervision, and delinquent youth by category in out-of-home care facilities;

(ii) the cost per facility for services rendered;

(iii) the type and level of care of services provided by each facility;

(iv) a profile of out-of-home care placements by level of care; and

(v) a profile of public institutional placements.”

15. Page 17, line 20.

Following: “youth.”

Insert: “(3) The department shall pay for room, board, clothing, personal needs, transportation, and treatment in district youth guidance homes, shelter care programs, and foster care homes for youths committed to the department of institutions who need to be placed in such facilities. Youths committed to the department of institutions and placed in residential facilities other than those described above shall not be the financial responsibility of the department of social and rehabilitation services unless such placements have been approved in advance by the department of social and rehabilitation services.”

16. Page 17, line 21.

Following: “Section 9.”

Strike: “Apportionment”

Insert: "Allocation"

17. Page 17, line 22.

Following: "shall"

Strike: "apportion and"

18. Page 18, line 11.

Following: "~~chapter~~."

Insert: "(1) The youth court may establish procedures for finding, maintaining, and administering shelter care and foster homes approved by the court for youth within the provisions of this chapter."

19. Page 18, line 12.

Following: "~~(2)~~"

Insert: "(2)"

20. Page 18, line 16.

Following: "~~(a)~~"

Strike: "~~(1)~~"

Insert: "~~(a)~~"

Renumber: subsequent subsections

21. Page 20.

Strike: line 8, page 20 through line 1, page 21

Renumber: subsequent sections

22. Page 25, line 17.

Following: "facilities,"

Insert: "training,"

23. Page 26, line 1.

Following: "therefor."

Insert: "Such contracts shall be based on the following considerations:

(a) budgets submitted by the nonprofit corporation or association identifying fixed and variable costs;

(b) reasonable costs of service;

(c) appropriation level; and

(d) availability of funds."

24. Page 27, line 15.

Strike: section 24 in its entirety

Renumber: subsequent sections

25. Page 29, line 20.

Following: "administer"

Insert: "youth correction facilities, evaluation facilities, mental health facilities and services, aftercare programs, and"

26. Page 32, line 17.

Following: "Section"

Strike: "32"

Insert: "30"

27. Page 32, line 19.

Following: "Section"

Strike: "32"

Insert: "30"

28. Page 32, line 20.

Following: "9,"

Strike: "12"

Insert: "17"

Following: "19"

Strike: "20"

Following: "and"

Strike: "25"

Insert: "23"

29. Page 32, line 21.

Following: "through"

Strike: "28"

Insert: "26"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 24

House Bill 24 requires a statement of intent because it authorizes the Department of Social and Rehabilitation Services to adopt rules to implement statutory changes in the delivery of services to youths.

The Legislature contemplates that the rules should address the following, among other things:

1. Consideration of aftercare programs for youth under the department's supervision.

2. Consideration of standards for facilities housing youth in need of care, youth in need of supervision, and delinquent youth. Such standards should be considered in licensing and delivery of service.

3. Consideration of measures associated with the allocation of placement budgets to judicial districts, with such measures including data on placement history and placement trends.

4. Consideration of the proper allocation of annual budgets for the out-of-home care of youth in need of supervision and delinquent youth. The funding formula used in budget allocations should include:

- a. the total population of the judicial district;
- b. the total youth population of the judicial district;
- c. the total number and costs of placements in public facilities and out-of-home care facilities;

d. trends in population, placements, and local economics.

5. Consideration of measures to investigate parental contributions.

6. Consideration of specific measures for licensing the various youth facilities, including: facility acquisition, facility design, group home staffing, staff training, service goals and design, quality of services, client placement procedure, client rights and privileges, client grievance procedure, provider grievance procedure, accounting procedures including accounting of client financial resources, health and safety standards including water and waste disposal, food service, and laundry.

LOCAL GOVERNMENT (McBride, Chairman):

2/1/83

SB 44, be concurred in. Report adopted.

SPECIAL ORDERS OF THE DAY

Consent Calendar

Questions were asked on SB 102.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 2, 1983.

Motion carried.

House adjourned at 5:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
February 2, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Farris, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the twenty-fourth and twenty-fifth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/2/83

Correctly printed: HB 24, HB 243, HB 315, HB 320, HB 353, HB 384, HB 425, HB 488, HB 490.

Considered correctly engrossed: HB 159, HB 231, HB 291, HB 304, HB 307, HB 346, HB 390, HB 436.

Correctly engrossed: HB 37.

Correctly enrolled: HB 40, HB 65, HB 66, HB 81, HB 87.

Examined by the sponsor (Nordtvedt) and found to be correct: HB 81.

Examined by the sponsor (Dozier) and found to be correct: HB 87.

Examined by the sponsor (Shontz) and found to be correct: HB 40.

Examined by the sponsor (Fabrega) and found to be correct: HB 65, HB 66.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 2/2/83

HJR 14, do pass. Report adopted.

HB 73, introduced bill, be amended as follows:

1. Title, line 6.

Following: "COMMISSION"

Strike: "MUST"

Insert: "MAY"

2. Title, line 7.

Following: "CONSIDER"

Strike: remainder of line 7 through "AND" on line 8

3. Page 1, line 20.

Following: "for a"

Strike: remainder of line 20 through "C" on line 21

4. Page 2, line 12.

Following: "(b)"

Strike: line 12 through "issued" on line 18

Insert: "For purposes of class D certificates, a determination of public convenience and necessity may include a consideration of competition"

And, as amended, do pass. Report adopted.

HB 503, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "except"

Insert: "general obligation"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/1/83

HB 427, introduced bill, be amended as follows:

1. Title, line 11.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 3.

Following: line 10

Insert: "NEW SECTION. Section 5. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 448, introduced bill, be amended as follows:

1. Title, line 8.

Following: ","

Insert: "TO MODIFY THE CONDITIONS UNDER WHICH THE BOARD OF EXAMINERS MAY REFUND BONDS AND DEBENTURES ISSUED BY THE STATE;"

2. Title, line 9.

Strike: "SECTION"

Insert: "SECTIONS 17-5-301, 17-5-305, AND"

Following: "AN"

Insert: "IMMEDIATE"

Following: "DATE"

Strike: "AND"

3. Title, line 10.

Strike: "AN APPLICABILITY DATE"

4. Page 8.

Following: line 11

Insert: "Section 7. Section 17-5-301, MCA, is amended to read:

"17-5-301. Refunding bonds or debentures authorized — interest rate. The board of examiners is hereby authorized and empowered to refund any issue of bonds, highway or other debentures heretofore issued by the state and which are outstanding or which may hereafter be issued by the state whenever in the judgment of such board it shall be deemed for the best interests of the state to do so; provided that:

(1) ~~when the amount of any such issue of bonds or debentures is less than \$500,000, the same shall not be refunded unless such refunding bonds shall bear interest at a rate of at least ½ of 1% per annum less than the rate of interest on the bonds to be refunded;~~

(2) ~~when the amount of any such issue of bonds or debentures is more than \$500,000, the same shall not be refunded unless such refunding bonds shall bear interest at a rate of at least ¼ of 1% per annum less than the rate of interest on the bonds to be refunded; and~~

(3) ~~refunding~~ Refunding bonds or debentures shall not be issued in any greater amount than will be required to pay the principal of the

bonds or debentures to be refunded, costs of issuance, plus any defaulted interest thereon."

Section 8. Section 17-5-305, MCA, is amended to read:

"17-5-305. Sale of bonds and debentures. The refunding bonds or debentures which may be issued under the provisions of this part shall be sold by the board of examiners in such manner as they shall deem for the best interests of the state, provided that:

- (1) none thereof shall be sold at less than its par value; and
- (2) if the state shall hold any bonds or debentures to be refunded by any such issue of refunding bonds or debentures as investments of institutional or other funds, the same may be exchanged for the refunding bonds or debentures if such exchange be authorized by the proper state officers or board; ~~subject, however, to the provisions for reduced interest rates required by 17-5-301.~~"

Renumber: subsequent sections

5. Page 9, line 10.

Strike: "July 1, 1983"

Insert: "on passage and approval"

6. Page 9, line 11.

Strike: section 9 in its entirety

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/2/83

HB 33, introduced bill, be amended as follows:

1. Page 2, line 17.

Following: "equal to 4 years"

Strike: "15 25 35"

Insert: "20 30 40"

2. Page 2, line 18.

Following: "More than 4 years"

Strike: "5 15 25"

Insert: "10 20 30"

And, as amended, do pass. Report adopted.

HB 333, introduced bill, be amended as follows:

1. Title, line 4.

Following: "EXTEND"

Strike: "INDEFINITELY"

Insert: "FOR A TEN-YEAR PERIOD"

2. Page 1, line 19.

Following: "December 31, 1982,"

Insert: "but before December 31, 1992,"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HB 329 - Representative Brand moved that the adverse committee report on HB 329 be adopted. Representative Shontz made a substitute motion that HB 329 be printed and placed on second reading. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Menahan, Miller, Mueller, Nilson, Nordtvedt, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Asay, Brand, J. Brown, Connelly, Daily, Hand, Hart, Holliday, Koehnke, Lybeck, McCormick, Manuel, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Veleber.

Total 20

Excused: Farris.

Total 1

Absent or not voting: Bardanouve, Switzer, Waldron.

Total 3

HB 474 - Representative Daily moved that the adverse committee report on HB 474 be adopted. Representative Nordtvedt made a substitute motion that HB 474 be printed and placed on second reading. Motion failed. (42-56) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 57

Noes: Asay, Bergene, Bertelsen, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Excused: Farris.

Total 1

Absent or not voting: J. Jensen, Shontz.

Total 2

HB 271 - Representative Williams moved that the adverse committee report on HB 271 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie,

Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Ellerd, Hannah, Harp, J. Jensen, Lybeck, Marks, Phillips, Ramirez, Sales, Seifert, Smith, Thoft, Vinger, Wallin.

Total 14

Excused: Farris.

Total 1

Absent or not voting: Hansen, Hanson.

Total 2

HB 308 - Representative Williams moved that the adverse committee report on HB 308 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, D. Brown, Ellerd, Marks, Sales, Seifert, Swift, Thoft, Waldron.

Total 9

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 314 - Representative Williams moved that the adverse committee report on HB 314 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bardanouve, Bliss, Ellerd, Sales, Seifert, Swift, Thoft.

Total 7

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 330 - Representative Williams moved that the adverse committee report on HB 330 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Asay, Bardanouve, Ellerd, Hannah, Jones, Kitselman, Ramirez, Sales, Seifert, Shontz, Stobie, Swift, Thoft, Underdal, Winslow.

Total 15

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 344 - Representative McBride moved that the adverse committee report on HB 344 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Bachini, Brand, D. Brown, Daily, Driscoll, Ellison, Harper, Hemstad, Keenan, Metcalf, Pavlovich, Peck, Phillips, Pistoria, Quilici, Schultz, Shontz, Spaeth, Switzer, Winslow.

Total 21

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 397 - Representative Abrams moved that the adverse committee report on HB 397 be adopted. Representative Marks made a substitute motion that HB 397 be printed and placed on second reading. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand,

Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Peck, Phillips, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 73

Noes: Abrams, Brand, Compton, Daily, Harper, Hart, Iverson, R. Jensen, Keyser, Lory, Manuel, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Ryan, Solberg, Stobie, Underdal, Vinger, Yardley, Zabrocki.

Total 24

Excused: Farris.

Total 1

Absent or not voting: Asay, Ernst.

Total 2

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/1/83

SB 11, introduced by Smith

SB 158, introduced by B. Brown

SB 161, introduced by Turnage, B. Brown, et al.

SB 178, introduced by Van Valkenburg

SB 216, introduced by Stimatz

SB 217, introduced by Haffey, Stimatz

SB 239, introduced by Keating, Crippen, Lee

SB 245, introduced by D. Manning, Towe

SB 260, introduced by Halligan

MOTIONS

Representative Vincent moved that HR 2 be placed above HB 464 on the second reading board. Motion carried.

Representative Vincent moved that HB 266 be taken from second reading and referred to the Committee on Human Services. Motion carried.

Representative Donaldson moved that consideration on HB 419 be passed for the day. Motion carried.

Representative Abrams moved that HB 488 be taken from printing and referred to the Committee on Highways. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 611, introduced by Donaldson, Williams. Referred to Committee on Local Government.

HB 612, introduced by Jacobsen, Manuel, (By Request of the Board of Crime Control). Referred to Committee on Appropriations.

HB 613, introduced by Lory, Donaldson. Referred to Committee on Appropriations.

HB 614, introduced by Vincent. Referred to Committee on Taxation.

HB 615, introduced by Holliday, Quilici, Marks, Asay, Galt. Referred to Committee on Natural Resources.

HB 616, introduced by Holliday, Abrams, Spaeth, Keating, Asay, Hanson. Referred to Committee on Natural Resources.

HB 617, introduced by Underdal, Ryan, Solberg, Ellison, Jacobsen, Iverson, Schultz, Bliss, Switzer, Devlin, Manuel, Stobie. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 618, introduced by Keyser, Bardanouve, Vinger, Shontz. Referred to Committee on Judiciary.

HJR 17, introduced by Menahan, Kolstad. Referred to Committee on Legislative Administration.

The following Senate bills were introduced, read first time, and referred to committees:

SB 11, introduced by Smith. Referred to Committee on Business and Industry.

SB 158, introduced by B. Brown. Referred to Committee on Education and Cultural Resources.

SB 161, introduced by Turnage, B. Brown, Elliott, Halligan, Keating, Marbut, Himsl, McCallum, Norman, Stephens, Dover, Hager, Severson, Kolstad, Eck, Mohar, Lane, H. Hammond, E. Smith, Van Valkenburg, Goodover, Story. Referred to Committee on Natural Resources.

SB 178, introduced by Van Valkenburg. Referred to Committee on Local Government.

SB 216, introduced by Stimatz, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.

SB 217, introduced by Haffey, Stimatz, (By Request of the Office of Budget and Program Planning). Referred to Committee on Appropriations.

SB 239, introduced by Keating, Crippen, Lee. Referred to Committee on Highways and Transportation.

SB 245, introduced by D. Manning, Towe, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.

SB 260, introduced by Halligan. Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Vinger excused at this time.

HB 104 - Representative Winslow moved that HB 104 do pass. Representative Nilson made a substitute motion that HB 104 do not pass. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis,

Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 62

Noes: Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Jones, Keyser, Lory, Marks, Mueller, Phillips, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 37

Paired: Vincent, Aye; Vinger, No.

Excused: Farris.
Total 1

Absent or not voting: None.
Total 0

HB 232 - That HB 232 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 95

Noes: None.
Total 0

Excused: Farris, Vinger.
Total 2

Absent or not voting: Abrams, Donaldson, Hart.
Total 3

HB 268 - Representative McBride moved that HB 268 do pass. Representative Marks made a substitute motion that consideration on HB 268 be passed for the day. The substitute motion carried as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, McBride, Marks, Metcalf, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.
Total 50

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet,

O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 46

Excused: Farris, Vinger.
Total 2

Absent or not voting: Connelly, Stobie.
Total 2

HB 298 - That HB 298 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 92

Noes: Pistoria.
Total 1

Excused: Farris, Vinger.
Total 2

Absent or not voting: Curtiss, Ellison, Nordtvedt, Stobie, Winslow.
Total 5

HB 305 - That HB 305 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.
Total 0

Excused: Farris, Vinger.
Total 2

Absent or not voting: Keenan, Nordtvedt, Stobie, Switzer.
Total 4

HB 327 - That HB 327 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.
Total 94

Noes: Pistoria, Waldron.
Total 2

Excused: Farris, Vinger.
Total 2

Absent or not voting: Stobie, Yardley.
Total 2

Representative Vinger present at this time.

HB 336 - That HB 336 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 95

Noes: Pistoria.
Total 1

Excused: Farris.
Total 1

Absent or not voting: Donaldson, Quilici, Stobie.
Total 3

HB 350 - That HB 350 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Donaldson, Driscoll, Stobie.

Total 3

HB 352 - That HB 352 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Lybeck, Seifert.

Total 2

Excused: Farris.

Total 1

Absent or not voting: Bertelsen, Ellison, Shontz, Smith, Stobie.

Total 5

HB 370 - Representative Sands moved that HB 370 do pass. Representative D. Brown made a substitute motion that HB 370 be placed below HB 423. The substitute motion carried.

HB 423 - That HB 423 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: Brand.

Total 1

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 370 - That HB 370, second reading copy, be amended as follows:

1. Page 2, line 25.

Following: "and"

Insert: "treatment and"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Seifert.

Total 1

That HB 370, second reading copy, be further amended as follows:

1. Page 2.

Following: line 9

Insert: "(ii) the prospects of rehabilitation of the offender;"

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: Bliss, Devlin, Donaldson, Ellerd, Ellison, Fagg, Hannah, Jones, Keyser, Kitselman, Marks, Miller, Nordtvedt, Peck, Phillips, Ramirez, Schultz, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Winslow.

Total 25

Excused: Farris.

Total 1

Absent or not voting: Asay, Brand, Harp.

Total 3

That HB 370, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Ryan.

Total 1

HB 432 - That HB 432 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Ellison, Fabrega, Fagg, R. Jensen, Ramirez.

Total 5

HB 452 - That HB 452 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Bliss, Curtiss, Ernst, Hanson, Kemmis, Nordtvedt, Ramirez, Sales, Stobie, Yardley.

Total 10

Excused: Farris.

Total 1

Absent or not voting: Fagg.

Total 1

HB 457 - That HB 457 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Bliss.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Bertelsen, Brand.

Total 2

HR 2 - Representative Kemmis moved that consideration on HR 2 be passed for the day. Motion carried.

HB 464 - That HB 464 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Sands, Wallin, Yardley.

Total 3

HB 487 - That HB 487 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Asay, Hansen, Peck, Sales, Yardley.

Total 5

HB 498 - That HB 498 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Swift.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Harrington, Hemstad, Kemmis.

Total 3

SB 58 - Representative Brand moved that SB 58 be placed below SB 66. Motion carried.

SB 66 - That SB 66 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck,

McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hansen, J. Jensen, Marks, Ramirez.

Total 4

Excused: Farris.

Total 1

Absent or not voting: Asay, Dozier, Hannah.

Total 3

SB 58 - That SB 58 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Bachini, Connelly, Driscoll, J. Jensen, Marks, Peck.

Total 6

Excused: Farris.

Total 1

Absent or not voting:

Total 0

HB 111 - That Senate amendments to HB 111 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Holliday.

Total 1

Excused: Farris.

Total 1

Absent or not voting: Asay, Hansen, Switzer.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (98-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 151 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 207 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Bliss, Hannah, Koehnke, Nordtvedt, Ryan, Sales, Seifert, Stobie.

Total 9

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 213 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Seifert.

Total 1

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 222 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Hannah.

Total 1

HB 259 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan,

Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Addy, Bardanouve, Bliss, Ellerd, Hannah, Hanson, Jones, Koehnke, Sales, Stobie, Swift.

Total 11

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 296 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Hand, Sales.

Total 2

Excused: Farris.

Total 1

Absent or not voting: Mr. Speaker.

Total 1

HB 324 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Seifert, Switzer, Thoft.

Total 3

Excused: Farris.

Total 1

Absent or not voting: Ernst.

Total 1

HB 343 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Hannah, Stobie.

Total 2

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 363 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Ellerd, Schultz.

Total 2

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 364 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen,

R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Bergene.

Total 1

HB 369 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: Asay, Lybeck, Peck, Solberg, Spaeth.

Total 5

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 408 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 66

Noes: Bengtson, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harper, Iverson, Jacobsen, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 34

Paired: Farris, Aye; Seifert, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 421 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HJR 2 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hart, Metcalf, Peck, Pistoria, Veleber.

Total 5

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HJR 6 passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Donaldson, Dozier, Driscoll,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Addy, Bachini, Bardanouve, Brand, Darko, Devlin, Hansen, Harper, J. Jensen, Kadas, Keyser, Lybeck, Peck, Pistoria, Schultz, Waldron.

Total 16

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

CONSENT CALENDAR

SB 102 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/2/83

Signed by the Speaker at 4:12 p.m., 2/2/83: HB 40, HB 65, HB 66, HB 81.

Signed by the Speaker at 4:56 p.m., 2/2/83: SB 13.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/2/83

Recommend that at the beginning of business January 31, 1983, the following be employed:

Janice Gerke.....Steno Aide

HUMAN SERVICES (Hart, Chairman):

2/2/83

HB 262, do pass. Report adopted.

HB 299, introduced bill, be amended as follows:

1. Page 5, line 21.

Following: "include"

Insert: "adult foster care licensed under 53-5-303, community homes for the developmentally disabled licensed under 53-20-305, boarding or foster homes for children licensed under 41-3-503,"

2. Page 6, line 10.

Following: "disabled"

Insert: " , as defined in 53-20-102(4),"

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/2/83

HB 362, do pass. Report adopted.

HB 415, do pass. Report adopted.

HB 417, introduced bill, be amended as follows:

1. Page 16, line 24.

Strike: "clonazepan"

Insert: "clonazepam"

2. Page 17, line 4.

Strike: "flurazepan"

Insert: "flurazepam"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/2/83

HB 375, introduced bill, be amended as follows:

1. Title, line 5.

Following: "DAYS"

Insert: "OR WHEN SPECIFIED IN A CONTRACT OR AGREEMENT"

2. Title, line 6.

Strike: " ; AMENDING SECTION 18-4-214, MCA"

3. Page 1.

Following: line 8

Strike: everything following the enacting clause

Insert: "Section 1. Definitions. As used in [sections 1 through 4], the following definitions apply:

(1) "Services" means the furnishing of labor, time, or effort, including construction services, purchased or contracted for by the state or any agency thereof.

(2) "Supplies" means all personal property purchased, leased, or contracted for by the state or any agency thereof, including leases of equipment and buildings.

Section 2. Interest assessed on amounts due. (1) Except as provided in [section 3], a state agency shall pay simple interest at the rate of 0.05% each day, on amounts due for supplies and services received if the agency fails to make timely payment.

(2) For purposes of this section, payment is timely if a warrant is mailed or is otherwise made available to the payee when due and for the amount specified in the applicable contract or agreement. If no

date is specified in the applicable contract or agreement, payment is timely if paid within 30 days after receipt of a properly completed invoice, addressed to the payer agency, or receipt of the supplies or services by the agency, whichever is later.

Section 3. Exemptions. [Section 2] does not apply to the following:

- (1) interagency or intergovernmental transactions;
- (2) claims subject to a good faith dispute;
- (3) delinquencies due to natural disasters, disruptions in postal or delivery service, work stoppage due to labor disputes, power failures, or any other cause resulting from circumstances clearly beyond the control of the payer agency;
- (4) contracts entered into before [the effective date of this act];
- (5) wages due and payable to state employees or payments from any state retirement system created pursuant to Title 19; or
- (6) claims submitted to the state or to its fiscal intermediary by providers of supplies or services under the Montana medicaid program if reasonable cause for nonpayment exists.

Section 4. Source for payment of interest. Any interest owing under [sections 1 through 4] must be paid from funds designated for administrative costs of the agency receiving the supplies and services.

Section 5. Codification instruction. Sections 1 through 4 are intended to be codified as an integral part of Title 17, and the provisions of Title 17 apply to sections 1 through 4."

And, as amended, do pass. Report adopted.

Adverse Committee Reports

STATE ADMINISTRATION (Brand, Chairman):
HB 79, introduced bill, be amended as follows:

2/2/83

1. Title, line 5.

Following: "OFFICIALS"

Insert: "FOR"

Following: "EACH"

Insert: "FISCAL YEAR OF A"

Following: "BIENNIUM"

Insert: "BEGINNING ON OR AFTER JULY 1, 1985"

2. Title, line 6.

Following: "THE"

Insert: "PER CAPITA"

3. Title, lines 6 and 7.

Following: "," on line 6

Strike: "AMENDING" through "," on line 7

4. Pages 1 through 4.

Following: the enacting clause

Strike: sections 1 through 3 in their entirety

Insert: "Section 1. Salaries of certain elected state officials.

(1) Except as provided in subsection (3), for each fiscal year of a biennium beginning on or after July 1, 1985, the annual salary of the governor, lieutenant governor, chief justice of the supreme court,

each justice of the supreme court, attorney general, state auditor, superintendent of public instruction, each public service commissioner, secretary of state, and clerk of the supreme court equals the salary paid that elected state official for the corresponding fiscal year of the previous biennium plus the per capita growth percentage.

(2) For the purpose of this section, "per capita growth percentage" means the growth percentage in 17-8-106 minus (plus) the percentage increase (decrease) in Montana's population during the most recent two year period preceding the biennium for which salaries are being set, as estimated by the bureau of the census, U.S. department of commerce.

(3) If the per capita growth percentage for any biennium is negative, the salary of the chief justice of the supreme court or a justice of the supreme court remains unchanged for the biennium.

Section 2. Salaries of district judges. (1) Except as provided in subsection (3), for each fiscal year of a biennium beginning on or after July 1, 1985, the annual salary of a district judge equals the salary paid this official in the corresponding fiscal year of the previous biennium plus the per capita growth percentage as defined in [section 1].

(2) If the per capita growth percentage for any biennium is negative, the salary of a district court judge remains unchanged for the biennium.

Section 3. Salary of the legislators while in session. For each fiscal year of a biennium beginning on or after July 1, 1985, the daily salary of a legislator for days when the legislature is in session equals the daily salary paid this official during the corresponding fiscal year of the previous biennium plus the per capita growth percentage as defined in [section 1].

Section 4. Codification instruction. (1) Section 1 is intended to be codified as an integral part of Title 2, chapter 16, and the provisions of Title 2, chapter 16, apply to section 1.

(2) Section 2 is intended to be codified as an integral part of Title 3, chapter 5, and the provisions of Title 3, chapter 5, apply to section 2.

(3) Section 3 is intended to be codified as an integral part of Title 5, chapter 2, and the provisions of Title 5, chapter 2, apply to section 3."

Renumber: subsequent section

5. Page 4, line 17.

Strike: "NEW SECTION."

And, as amended, do not pass.

HB 411, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Following: "ACT" on line 4

Strike: "ESTABLISHING" through "VOTING" on line 5

Insert: "REQUIRING AN ELECTOR TO DECLARE HIS PARTY AFFILIATION TO BE ELIGIBLE TO VOTE"

2. Page 1, line 21.

Following: "alternative,"

Strike: "

Insert: "House"

Following: "No."

Strike: "

Insert: "117"

Strike: "[LC 484]"

3. Page 2, lines 1 through 9.

Following: "1." on line 1

Strike: "Qualification" through "." on line 9

Insert: "Eligibility to vote in primary—declaration of party affiliation—change of party affiliation. (1) A registered elector who has declared a political party affiliation as provided in this section is entitled to vote in the primary election of the party with which he is affiliated.

(2) A registered elector may declare his political party affiliation by stating his affiliation in writing on a form provided by the election judge on the day of the first primary election after the effective date of this act in which the elector desires to vote.

(3) Any registered elector who has declared his political party affiliation may change his affiliation by:

(a) not less than 30 days before a primary election, filing with the election administrator a written declaration stating his change of party affiliation; or

(b) stating his new party affiliation in writing on a form provided by the election judge on the day of any primary election; however, the change is effective for the next primary election. An elector desiring to vote in the primary election at which he submitted a form changing his party affiliation must vote for the party with which he was previously affiliated."

4. Page 2, line 20.

Following: "(2)"

Strike: "The"

Insert: "In those counties using only paper ballots, the"

5. Page 2, line 23.

Strike: "general"

Insert: "primary"

6. Page 8, line 19 through line 3, page 9.

Following: "vote" on line 19

Strike: ":" through "election" on line 3, page 9

7. Page 10, line 18.

Strike: "or device"

8. Page 10, line 20.

Following: "election"

Insert: ","

Strike: "and"

Insert: "(4)"

9. Page 10, line 22.

Strike: "that"

Insert: "the"

Strike: "By"

Insert: "with which"

Following: "elector"

Insert: "has declared his affiliation under [section 1]"

Renumber: subsequent subsections

And, as amended, do not pass.

SPECIAL ORDERS OF THE DAY

The Speaker appointed the following members to the Memorial Committee of the House to arrange this session's memorial service:

Representative Williams, Chairman

Representative Eudaily

Representative O'Connell

MOTIONS

Representative Keyser moved that his vote on the substitute motion on HB 104, second reading this day, be recorded as no. Motion carried.

ANNOUNCEMENTS

The Montana Historical Society invites all legislators to attend an open house February 3 from 7:30 to 10:00 p.m.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 3, 1983.

Motion carried.

House adjourned at 7:56 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
February 3, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bachini, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-sixth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/3/83

Correctly printed: HB 33, HB 73, HB 262, HB 299, HB 329, HB 333, HB 362, HB 375, HB 397, HB 415, HB 417, HB 427, HB 448, HB 503, HJR 14.

Considered correctly engrossed: HB 232, HB 298, HB 305, HB 327, HB 336, HB 350, HB 352, HB 423, HB 432, HB 452, HB 457, HB 464, HB 487, HB 498.

Correctly engrossed: HB 370.

Correctly enrolled: HB 45.

Examined by the sponsor (Waldron) and found to be correct: HB 45.

Signed by the Speaker at 4:12 p.m., 2/2/83: HB 87.

Signed by the Speaker at 1:44 p.m., 2/3/83: HB 45.

Delivered to the Governor for his approval at 11:07 a.m., 2/3/83: HB 40, HB 65, HB 66, HB 81, HB 87.

NATURAL RESOURCES (Harper, Chairman):

2/3/83

HB 8, introduced bill, be amended as follows:

1. Title, line 7.

Following: “,”

Insert: “PROVIDING FOR NOTICE AND A 60-DAY REDEMPTION PERIOD;”

2. Page 1, line 25.

Strike: “nearly identical”

Insert: “substantially similar”

3. Page 2, lines 9 through 14.

Strike: subsection (1) in its entirety

Insert: “(1) “Severed mineral interest” means an interest in minerals owned by a person other than the owner of the surface of the land in which the mineral lies, excepting royalty interests, leases, and other contractual rights for development.

(2) “Minerals” means all forms and varieties of materials and substances formed or deposited in the crust of the earth by natural agencies alone, which have value when separated from the crust of the earth and excluding only water and common forms of sand and gravel.

(3) “Royalty interests” means expense-free interests in production of minerals which are not entitled to any share of bonuses or rentals under leases or other types of development agreements.”

ReNUMBER: subsequent subsections

4. Page 2, line 16.

Following: "venture,"

Insert: "trust,"

5. Page 2, line 21.

Following: "interest"

Strike: subsection 3 through "]" on line 14, page 3

Insert: "which is not used. A mineral interest shall be deemed to be used when any of the following exists:

(a) minerals are produced therefrom or from lands pooled or unitized therewith or operations are conducted thereon, or on lands pooled or unitized therewith, in furtherance of development of any mineral interest including injection, withdrawal, storage, or disposal of water, gas, or other fluid substances;

(b) the mineral interest is subject to a lease or other contract having as its object the development of such interest and which lease or other contract (or a memorandum thereof) is recorded in the office of the clerk and recorder of each county wherein the interest is located;

(c) in the case of coal or other solid materials, when there is production from a common vein or seam by the owner of the severed mineral interest or by the owner's lessee or permittee;

(d) taxes are being paid by the owner; or

(e) a statement of claim is filed pursuant to [section 3]."

6. Page 3, line 16.

Strike: "filed"

Insert: "recorded"

7. Page 3, line 18.

Strike: "coal, oil and gas, or other"

Following: "is"

Insert: "continuously"

8. Page 3, line 19.

Strike: "continuous"

Following: "extinguished"

Insert: "subject to the right of redemption provided for in [section 4],"

9. Page 3, line 23.

Strike: "filing"

Insert: "recording"

10. Page 3, line 25.

Strike: "filed"

Insert: "executed, acknowledged, and recorded"

11. Page 4.

Strike: line 5 in its entirety

Renumber: subsequent subsections

12. Page 4, line 6.

Following: "description"

Insert: "by legal subdivision, township, and range"

13. Page 4, line 9.

Strike: "the"

Insert: "whatever"

Following: "interest"

Insert: "is owned by the claimant"

14. Page 4, line 10.

Strike: "filed"

Insert: "recorded"

15. Page 4, line 11.

Following: "in"

Strike: "the"

Insert: "each"

16. Page 4, line 12.

Strike: "filing"

Insert: "recording"

17. Page 4, line 15.

Strike: "filed"

Insert: "recorded"

18. Page 4, line 16 through line 12, page 5.

Strike: section 4 in its entirety

Renumber: subsequent sections

19. Page 5, line 14.

Strike: "prima facie evidence"

Insert: "redemption"

20. Page 5, line 16.

Strike: "may"

Insert: "pursuant to this part shall"

Strike: "the lapse of"

Insert: "succeeding to"

21. Page 5, lines 16 and 17.

Strike: "the lapse of that interest"

Insert: "same"

22. Page 5, line 20.

Strike: "and"

23. Page 5, line 24.

Following: "publication"

Insert: " , and

(c) by recording in the office of the county clerk and recorder in each county in which the mineral interest is located, a copy of the newspaper notice, together with an affidavit of compliance with [subsection (1)(b)]."

24. Page 6, line 4.

Strike: "and"

25. Page 6, line 5.

Following: "notice"

Insert: " , and

(e) the owner of a lapsed severed mineral interest may redeem that interest by recording a statement of claim as provided for in [section 3] within 60 days of the recordation pursuant to [section 4(1)(c)]."

26. Page 6, lines 6 through 11.

Strike: subsection 3 in its entirety

27. Page 6, line 12.

Strike: "Statement of claim — filing — duty"

Insert: "Recording duties"

28. Page 6, line 13.

Strike: "filing"

Insert: "receipt"

29. Page 6, line 14.

Following: "3]"

Insert: ", [section 4(3)],"

30. Page 6, lines 15 and 16.

Strike: "5"

Insert: "4"

Strike: "in the clerk and recorder's office of the county in which the interest is located"

31. Page 6, lines 19 through 22.

Following: "Record"

Strike: remainder of line 19 through "notice" on line 22

32. Page 7.

Following: line 8

Insert: "Section 8. County not required to conduct title search. Nothing in this part shall be construed to require any county official or employee to conduct a title search to locate any severed mineral interest."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 3, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 10, 61, 64, and 71.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 2/2/83

HB 32, introduced by Holliday

Senate bills passed and transmitted to the House for concurrence: 2/2/83

SB 69, introduced by Fuller, Harper

SB 95, introduced by McCallum, B. Brown, Mohar

SB 114, introduced by Thomas, Miller

SB 146, introduced by D. Manning, Galt, Towe

MOTIONS

Representative Vincent moved that the House recess. Motion carried.

House recessed at 3:15 p.m.

House reconvened at 3:55 p.m.

REPORTS OF STANDING COMMITTEES

JUDICIARY (D. Brown, Chairman):

2/3/83

HB 376, introduced bill, be amended as follows:

1. Page 2.

Following: line 21

Strike: subsection 5 in its entirety

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 429, do pass. Report adopted.

HB 430, introduced bill, be amended as follows:

1. Page 3, line 12.

Following: "~~more~~"

Strike: "less than \$10 or"

And, as amended, do pass. Report adopted.

HB 433, do pass. Report adopted.

HB 481, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/3/83

HB 450, do pass. Report adopted.

HB 506, do pass. Report adopted.

HB 521, introduced bill, be amended as follows:

1/31/83

1. Page 3, line 20.

Strike: "13-27-402" through "section"

Insert: "subsection 1"

2. Page 4.

Following: line 3

Insert: "(4) A person appointed to a committee pursuant to subsection (2) must be notified by the appointing authority by certified mail, with return receipt requested, at least 8 days before filing of the appointment with the secretary of state. An appointee may assent or decline to serve on the committee by so informing the appointing authority by certified mail. Lack of response to the appointing authority for any reason 5 days after mailing of notice is considered to be refusal of appointment."

Renumber: subsequent subsection

3. Page 4, line 7.

Strike: "(3)"

Insert: "(4)"

And, as amended, do pass. Report adopted.

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow the chief sponsor of HR 2 to exceed 5 minutes for his opening statement if HR 2 is heard on second reading this day. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow a simple resolution to be used to consider redistricting and reapportionment plans.

Speaker Pro Tem Brand in the Chair.

Representative Vincent's motion, requiring a two-thirds majority vote, failed. (54-45)

Mr. Speaker in the Chair.

Representative Vincent moved that consideration on HR 2 be passed for the day. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 62

Noes: Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 36

Excused: Bachini.

Total 1

Absent or not voting: Fagg.

Total 1

Representative Ramirez moved that HJR 3 be taken from the Committee on State Administration and printed and placed on second reading this day. Motion failed. (47-52)

Representative Donaldson moved that HB 419 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Fabrega moved that the rules be temporarily suspended to allow for the drafting and introduction of a bill. Motion carried.

Representative Shontz moved that the rules be temporarily suspended to allow for the drafting and introduction of a joint resolution. Motion carried.

Representative Vincent moved that consideration on HB 268 be passed for the day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 619, introduced by Hannah. Referred to Committee on Judiciary.

HB 620, introduced by Hansen, J. Brown, Ream, Kadas, Hart, Lory, Eudaily, Norman. Referred to Committee on Human Services.

- HB 621**, introduced by Ramirez, Yardley. Referred to Committee on Taxation.
- HB 622**, introduced by Harper, J. Brown. Referred to Committee on Local Government.
- HB 623**, introduced by Driscoll. Referred to Committee on Labor and Employment Relations.
- HB 624**, introduced by McBride, Harper, Metcalf. Referred to Committee on Taxation.
- HB 625**, introduced by McBride, Regan, Turnage, Bergene. Referred to Committee on Education and Cultural Resources.
- HB 626**, introduced by Bardanoue, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.
- HB 627**, introduced by Dozier, (By Request of the Department of Public Service Regulation). Referred to Committee on Business and Industry.
- HB 628**, introduced by Harper, O'Connell. Referred to Committee on Judiciary.
- HB 629**, introduced by D. Brown, Addy, Keyser, Ramirez, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.
- HB 630**, introduced by Donaldson. Referred to Committee on Natural Resources.
- HB 631**, introduced by Schultz, Stobie, Ryan, Underdal, Smith, Keyser, Bliss, D. Brown, Jones, Ernst. Referred to Committee on Taxation.
- HB 632**, introduced by Bliss. Referred to Committee on Local Government.
- HJR 18**, introduced by Quilici, Boylan, Van Valkenburg, Lory, Pavlovich, Daily, Keenan, Spaeth, Hemstad, Iverson. Referred to Committee on Business and Industry.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 69**, introduced by Fuller, Harper, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- SB 95**, introduced by McCallum, B. Brown, Mohar. Referred to Committee on Education and Cultural Resources.
- SB 114**, introduced by Thomas, Miller. Referred to Committee on Judiciary.
- SB 146**, introduced by D. Manning, Galt, Towe, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Hemstad in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Harp excused at this time.

HB 191 - Representative Ramirez moved that HB 191 be placed below SB 45. Motion carried.

HB 24 - Representative Waldron moved that consideration on HB 24 be passed for the day. Motion failed as follows:

Ayes: Abrams, Addy, Bardanouve, J. Brown, Connelly, Darko, Dozier, Farris, Hand, Hansen, Harper, Howe, Jacobsen, J. Jensen, Kadas, Kennerly, Koehnke, Lybeck, McBride, McCormick, Neuman, Nilson, Nisbet, Peck, Pistoria, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Waldron, Williams, Zabrocki.

Total 34

Noes: Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harrington, Hart, Hemstad, Iverson, R. Jensen, Jones, Keenan, Kemmis, Keyser, Kitselman, Lory, Marks, Metcalf, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley.

Total 57

Excused: Bachini, Harp.

Total 2

Absent or not voting: Bengtson, Driscoll, Eudaily, Holliday, Manuel, Menahan, O'Connell.

Total 7

Representatives Daily, Menahan, Pavlovich, and Shontz excused at this time.

Representative Bachini present at this time.

That HB 24 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bachini, Curtiss, Dozier, Driscoll, Hannah, R. Jensen, McCormick, Peck, Ramirez, Seifert, Solberg, Stobie.

Total 12

Excused: Daily, Harp, Menahan, Pavlovich, Shontz.

Total 5

Absent or not voting: Harper, Manuel, O'Connell.

Total 3

Representatives Menahan and Shontz present at this time.

Representative D. Brown excused at this time.

HB 243 - That HB 243 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg,

Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Dozier, Farris, Hannah, Howe, Kadas, Kennerly, Miller, Sales.

Total 8

Excused: D. Brown, Daily, Harp, Pavlovich.

Total 4

Absent or not voting: Fabrega, Nilson, Switzer.

Total 3

Representative Menahan excused at this time.

HB 315 - That HB 315 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Brand, Donaldson, Marks, Nilson, Switzer, Winslow.

Total 6

Representative Menahan present at this time.

HB 320 - That HB 320 do pass. Motion failed as follows:

Ayes: Abrams, Addy, Bergene, Bertelsen, Brand, J. Brown, Darko, Dozier, Driscoll, Fabrega, Hammond, Hand, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pistoria, Ream, Roush, Saunders, Schye, Shontz, Switzer, Veleber, Vincent, Waldron, Yardley, Zabrocki.

Total 42

Noes: Asay, Bachini, Bliss, Compton, Connelly, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hannah, Hanson, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, Lory, Mueller, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez,

Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Williams.

Total 48

Excused: D. Brown, Daily, Harp, Pavlovich.

Total 4

Absent or not voting: Bardanouve, Bengtson, Donaldson, Marks, Peck, Winslow.

Total 6

Representative Vincent moved that HB 320 do not pass. Representative Fabrega made a substitute motion that consideration on HB 320 be passed for the day. The substitute motion carried.

Representative Menahan excused at this time.

HB 353 - That HB 353 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Bardanouve, Bengtson, Donaldson, Ellison, Hammond, Marks, Winslow.

Total 7

HB 384 - That HB 384 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Devlin, Donaldson, Ellerd, Ellison, Hanson, Jones, Ryan, Solberg, Stobie, Swift, Underdal, Wallin.

Total 12

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 425 - That HB 425 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Bachini, Jones, Peck, Solberg, Stobie, Underdal, Vinger.

Total 7

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 490 - That HB 490 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Bliss.

Total 1

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Fagg, Hannah, Nordtvedt, Schultz.

Total 4

Representative Fagg was excused from voting on HB 490.

SB 44 - That SB 44 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Fabrega.

Total 1

HB 191 - That HB 191 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Keyser.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Hemstad moved the adoption of the committee report. Report adopted. (93-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 37 passed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Abrams, Addy, Bachini, Bardanouve, J. Brown, Connelly, Darko, Dozier, Farris, Hammond, Harper, Hart, J. Jensen, R. Jensen, Kadas, Keenan, McBride, Metcalf, Nilson, Peck, Quilici, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Yardley, Mr. Speaker.

Total 29

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 159 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 227 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Ellerd, Sales, Underdal.

Total 3

Paired: Harp, Aye; Sales, No.

Excused: D. Brown, Daily, Menahan, Pavlovich.

Total 4

Absent or not voting: None.

Total 0

HB 231 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Dozier.

Total 1

HB 291 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Hart, J. Jensen, Lybeck, Metcalf, Nisbet, Peck, Schye.

Total 7

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 304 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 307 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Farris, J. Jensen.

Total 2

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 346 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 390 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Seifert.

Total 1

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 436 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Connelly, Ellison, Hansen, Hemstad, J. Jensen, Koehnke, Peck, Shontz, Spaeth, Mr. Speaker.

Total 10

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

HB 111, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Fabrega, Holliday, Jacobsen.

Total 3

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/3/83

Delivered to the Governor for his approval at 4:58 p.m., 2/3/83: HB 45.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/3/83

HB 480, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 1, line 12.

Strike: "shall not be"

Insert: "are"

3. Page 1, line 13.

Following: "for"

Strike: "a longer period than"

Insert: "at least"

4. Page 1.

Following: line 23

Insert: "NEW SECTION. Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 480

House Bill 480 requires a statement of intent because Section (2) of the bill provides that the Department of Commerce adopt rules with respect to retention schedules for bank records.

It is the intention of the legislature that the Department of Commerce review with banks and related interests, where possible, problems related to the retention of bank records. In promulgating the rules with respect to this act, the department should take into account the space and record retention limitations of the banks as well as the need to maintain records which may be of importance to bank customers.

HB 523, introduced bill, be amended as follows:

1. Title, line 12.

Following: "APPROVAL"

Strike: "AND REGISTRATION"

2. Title.

Following: "MCA," on line 17

Strike: "AND" on line 18

3. Title, line 19.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 9.

Following: line 11

Insert: "(1) any one person employed singly and exclusively by any one employer in connection with the affairs of such employer only and where there exists an employer-employee relationship and the employee is unarmed, does not wear a uniform, and has little contact with the public;"

Renumber: subsequent subsections

5. Page 12, line 11.

Following: "the"

Strike: "registration and"

6. Page 24, line 16.

Following: "Fees."

Insert: "(1)"

7. Page 24, line 17.

Following: "board"

Strike: "must be charged"

Insert: "and collected"

Following: "department"

Strike: "and"

Insert: "must be"

Strike: "paid"

Insert: "deposited"

8. Page 24.

Following: line 19

Insert: "(2) The department shall keep an accurate account of funds received and vouchers issued by the department."

9. Page 30, line 22.

Strike: "licensee"

Insert: "employer"

10. Page 31, line 8.

Following: "29."

Strike: remainder of line 8 through "employed" on line 12

Insert: "Peace officer's casual employment. A peace officer, as defined in 46-1-201, or a reserve officer, as defined in 7-32-201, is not prohibited or restricted from accepting and engaging in employment as a security guard during his off-duty hours provided that he does not advertise his services or solicit employment and further provided that the chief of his department previously approves the off-duty employment. A peace officer or reserve officer so engaged in casual employment is exempt from the provisions of [this act]."

11. Page 31, line 19.

Following: "46-1-201,"

Strike: "from a county sheriff of this state"

12. Page 32, line 9.

Following: "within"

Strike: "30 days"

Insert: "6 months"

13. Page 32.

Following: line 23

Insert: “NEW SECTION. Section 35. Effective date. This act is effective on passage and approval.”

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 523

A statement of intent is required for this bill because section 7 requires the board to adopt administrative rules.

Subsection (1) of 37-60-202 requires the board to adopt rules specifying the form of various documents granted by the board and the method of taking various licensing actions on the same. The minimum standards for the documents are set out in section 37-60-309 but may include such other matters of identification, such as finger prints, as the board determines to be necessary. The procedures and standards for suspension and revocation of a license, registration, or identification card are set out in 37-60-321. This section facially allows the board to suspend or revoke the registration of an individual for violations by his licensed employee or vice versa. As to those situations involving the suspension or revocation of the document of one party for the actions by another, it is the Legislature’s intent that the board rules governing this matter should only require or allow the suspension or revocation of a document issued by the board if the person or entity whose document is in jeopardy had the right of control over the person or entity whose actions put the document in jeopardy and if the person whose document is in jeopardy knew or should have known of the actions of that other person.

Subsection (4) of 37-60-202 also requires the board to adopt rules prohibiting the establishment of certain branch offices without approval by the board and establishing requirements for board approval. The qualifications that may be required by the board under this subsection may not apply to proprietary security organizations, and may concern such matters as the supervision and management of the office but must not prescribe requirements for office size, equipment, etc.

Subsection (5) requires the adoption of training program rules. It is the intention of the Legislature that these rules specify a minimum curriculum and minimum standards for instructors used in all phases of the program, including firearms instructors.

Board rules adopted under subsection (8) relating to insurance may not require schools to carry insurance to protect themselves against civil liability for negligent or inadequate training incurred after students graduate from the training program.

Board rules defining “unprofessional conduct” under subsection (9) may include only that conduct which has a direct relationship to the ability of the board member or the licensee, registrant, or identification card holder to perform official duties or acts taken in the capacity of a licensee, registrant, or card holder.

Under subsection (11), the board must adopt rules which, at a minimum, provide for a maximum period of time in which employees may be considered to be “on probation” with an employer and for that period only, excused from the requirements for identification or registration cards which would otherwise apply.

HB 529, do pass. Report adopted.

HB 534, introduced bill, be amended as follows:

1. Page 2, line 13.

Following: “thereof”

Insert: "or hold an interest in such business"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

2/2/83

HB 115, introduced bill, be amended as follows:

1. Page 2, line 17.

Following: "the"

Insert: ".,"

2. Page 2.

Strike: lines 18 through 21 in their entirety

Insert: "(a) proposed service or services can be provided by an existing service district; or

(b) proposed service district is in an unincorporated area and the service or services can be provided by annexation to an incorporated municipality, unless the municipality refuses to annex."

3. Page 5, line 14.

Following: "services"

Insert: "including the necessary assessment method or fee schedule"

4. Page 5, line 22.

Following: "certification"

Strike: "may"

Insert: "shall"

And, as amended, do pass. Report adopted.

HB 126, introduced bill, be amended as follows:

1. Page 3, line 20.

Following: "of"

Strike: "the revolving fund"

Insert: "the owners of record of the property of the district in direct proportion to the original assessment on each piece of property"

And, as amended, do pass. Report adopted.

HB 289, introduced bill, be amended as follows:

1. Page 1.

Following: line 19

Insert: "Section 2. Transition. A county treasurer holding office on the effective date of this act or a person appointed to fill the unexpired term of such a treasurer continues to serve until the first Monday of March after the election of his successor. Notwithstanding the provisions of 7-4-2205(1), the successor's term expires on the first Monday in January following the election of his successor."

And, as amended, do pass. Report adopted.

HB 399, introduced bill, be amended as follows:

1. Title, line 7.

Following: "7-8-2211,"

Insert: "7-8-2218,"

2. Title, line 8.

Following: "SECTIONS"

Strike: "7-8-2212"

Insert: "7-8-2215"

Following: "THROUGH"

Strike: "7-8-2219"

Insert: "7-8-2217"

3. Page 2, line 20.

Following: "through"

Insert: "through 7-8-2214, 7-8-2219"

4. Page 2, line 22.

Following: "through"

Insert: "through 7-8-2214, 7-8-2219"

5. Page 2.

Following: line 25

Insert: "Section 5. Section 7-8-2218, MCA, is amended to read:

"7-8-2218. Procedure if property not sold at public auction. If no bid or offer is made for any property offered for sale at public auction, after notice and appraisal given as provided in 7-8-2212 and 7-8-2214, the board of county commissioners may, at any time thereafter, sell such property at private sale and may on such private sale accept as the purchase price therefor an amount ~~not~~ less than 90% of the appraised value thereof."

Renumber: subsequent sections

6. Page 3, line 18.

Following: "through"

Insert: "through 7-8-2214, 7-8-2219"

7. Page 4, line 5.

Following: "7-8-2216"

Insert: "7-8-2214,"

8. Page 4, line 22.

Following: "Sections"

Strike: "7-8-2212"

Insert: "7-8-2215"

9. Page 4, line 23.

Following: "through"

Strike: "7-8-2219"

Insert: "7-8-2217"

And, as amended, do pass. Report adopted.

HB 426, introduced bill, be amended as follows:

2/3/83

1. Page 4, line 15.

Following: "nomination"

Insert: "not later than 60 days before the date of the election"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/3/83

HB 460, do pass. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

2/3/83

HB 184, do not pass.

LOCAL GOVERNMENT (McBride, Chairman):

2/3/83

HB 348, do not pass.

HB 383, do not pass.

2/2/83

STATE ADMINISTRATION (Brand, Chairman):

2/3/83

HB 149, do not pass.

TAXATION (Yardley, Chairman):

2/3/83

HB 168, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "~~16%~~"

Strike: "~~12%~~"

Insert: "~~15%~~"

2. Page 2, line 3.

Following: "~~10%~~"

Strike: "~~14%~~"

Insert: "~~11%~~"

3. Page 2, line 8.

Following: "~~10%~~"

Strike: "~~14%~~"

Insert: "~~11%~~"

4. Page 2, lines 12 and 13.

Following: "~~10%~~" on line 12

Strike: "~~14%~~"

Insert: "~~11%~~"

Following: "~~Thirty~~" on line 12

Strike: remainder of line 12 through "one-half" on line 13

Insert: "Twenty-seven and one-fourth"

5. Page 2, line 17.

Following: line 16

Strike: "Three and one-fourth"

Insert: "Four and one-tenth"

And, as amended, do not pass.

HB 261, introduced bill, be amended as follows:

1. Title, line 5.

Following: "AGAINST"

Insert: "CERTAIN"

2. Page 2, line 12.

Following: "(2)"

Strike: "A"

Insert: "Except as provided in [section 3], a"

3. Page 2, lines 19 and 20.

Following: "assessed" on line 19

Strike: line 19 through "registration" on line 20

4. Page 2, lines 23 and 24.

Following: "61-3-532" on line 23

Strike: line 23 through "registration" on line 24

5. Page 3, lines 5 through 8.

Following: "." on line 5

Strike: remainder of lines 5 through 8 in their entirety

6. Page 4, line 7.

Following: line 6

Insert: "NEW SECTION. Section 3. Certain vehicles exempted from taxes and fees — when. The county treasurer may not assess or collect taxes or fees, other than the new motor vehicle sales tax, for a

taxable period when a vehicle was not registered or operated on the highways of the state if:

(1) the owner of the vehicle is:

(a) a Montana resident, a member of the regular armed forces of the United States and is on active duty outside of the state;

(b) an unemployed resident of Montana who has left the county to seek employment; and

(2) the vehicle has been in storage for the entire taxable period and the owner provides the affidavit required in 61-3-304.

NEW SECTION. Section 4. Codification instruction. Section 3 is intended to be codified as an integral part of Title 61, chapter 3, part 5, and the provisions of Title 61, chapter 3, part 5, apply to section 3."

Renumber: subsequent section

And, as amended, do not pass.

HB 79 - Representative Brand moved that the adverse committee report on HB 79 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Asay, Ellison, Hannah, Hemstad, Keyser, Nordtvedt, Sales, Sands, Schultz, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 15

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.

Total 5

Absent or not voting: Ellerd, Fagg, R. Jensen, O'Connell, Saunders.

Total 5

HB 411 - Representative Brand moved that the adverse committee report on HB 411 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Dozier, Driscoll, Hand, Hansen, Harrington, J. Jensen, McBride, Swift, Thoft, Waldron.
Total 11

Excused: D. Brown, Daily, Harp, Menahan, Pavlovich.
Total 5

Absent or not voting: Ellerd, Fagg, O'Connell.
Total 3

MOTIONS

Representative Abrams moved that HB 320 be taken from second reading and referred to the Committee on Highways and Transportation. Motion carried.

Representative Vincent moved that consideration on HB 268 be passed until the thirty-third legislative day. Motion carried.

ANNOUNCEMENTS

The Districting and Apportionment Commission will hold a meeting on Monday, February 7, at 10:00 a.m. at the Mitchell Building, Room 136. The Commission welcomes legislators' recommendations for implementing the transition schedule which would be required under the Attorney General's opinion concerning holdover senators.

The Northern Plains Resource Council invites all legislators to a cocktail party Friday, February 4, from 7:00 to 9:30 p.m. at the Stearn's residence.

Any legislators and guests who are interested in attending a dinner and roast for Gordon McOmber on Saturday, February 5, at the Heritage Inn in Great Falls are asked to make their reservations by tomorrow morning.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 4, 1983.

Motion carried.

House adjourned at 7:07 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

TWENTY-NINTH LEGISLATIVE DAY

Helena, Montana
February 4, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/4/83

Correctly printed: HB 8, HB 115, HB 126, HB 289, HB 376, HB 426, HB 429, HB 430, HB 433, HB 450, HB 460, HB 480, HB 481, HB 506, HB 521, HB 523, HB 529, HB 534.

Considered correctly engrossed: HB 24, HB 191, HB 243, HB 315, HB 353, HB 384, HB 425, HB 490.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

2/4/83

HJR 15, do pass. Report adopted.

SB 60, be concurred in. Report adopted.

FISH AND GAME (Nilson, Chairman):

2/3/83

HB 345, introduced bill, be amended as follows:

1. Page 4, line 9.

Following: "parts"

Insert: " , not exceeding \$30,000 in any fiscal year,"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 345

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Fish, Wildlife, and Parks to adopt rules in establishing a reward program to encourage the reporting of game violations by earmarking up to \$30,000 a fiscal year of proceeds from the game auctions held by the department.

To administer this bill, the department will have regulations or guidelines which would describe standards for the payments, methods of distributing the rewards, and for protecting the anonymity of people providing information.

HB 434, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 434

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Fish, Wildlife, and Parks to adopt rules to set deadlines for license receipts according to different classes of license agents, and setting guidelines for allowing alternative forms of security for small volume license agents.

Section 2 of this bill proposes to allow the director of the Department of Fish, Wildlife, and Parks to set deadlines for the license receipts according to different classes of license agents. The intent of this bill is to allow

the director the flexibility to recognize that there are widely disparate kinds of license agents. In some sparsely populated areas, the license receipts for a given year are so few that the current monthly accounting requirement may be unrealistic. On the other hand, in heavily populated areas some license agents have extremely high monthly receipts, necessitating that the money be transferred promptly, on a monthly basis, to the Department. The Department contemplates rules that would have deadlines grounded in population base and historical demand in an area.

Section 1 of this bill proposes to change the security requirements for license agents. Currently, the law requires a minimum bond of \$1,000. In reality, no bonding company gives a bond for only \$1,000. The current industry standard is a minimum of \$5,000. Many of the small license agents may carry a total inventory of licenses far below \$5,000. In those instances, where the license agent does not stand to make a great deal of money on the license agency, the \$5,000 bonding requirement may be unduly burdensome. The proposed amendment would allow the director to adjust the bonding requirement to the particular circumstance of a given license agent. For instance, a license agent with a large inventory would be obliged to provide a bond. A license agent with an inventory of less than \$1,000 may be obliged to provide some other kind of security to ensure performance under the law. The Department anticipates promulgating rules that would allow alternative forms of security other than a bond for the small volume license agent.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/3/83

HB 174, introduced bill, be amended as follows:

1. Page 2.

Following: line 14

Strike: line 15 through line 9, page 4

Insert:

“SCHEDULES OF CONTRIBUTION RATES — Part I

	Sched. I	Sched. II	Sched. III	Sched. IV
Minimum Ratio of Fund to Total Wages	(.0150)	(.0145)	(.0140)	(.0130)
Average Tax Rate	0.7	0.8	0.9	1.0

Rate Class	Contribution Rates For Eligible Employers			
1	0.02	0.05	0.1	0.2
2	0.08	0.15	0.3	0.4
3	0.2	0.4	0.5	0.6
4	0.5	0.6	0.7	0.8
5	0.7	0.8	0.9	1.0
6	0.9	1.0	1.1	1.2
7	1.1	1.2	1.3	1.4

Contribution Rates For Unrated Employers			
1.3	1.4	1.5	1.6

Rate Class	Contribution Rates For Deficit Employers			
1	1.4	1.5	1.6	1.7
2	1.6	1.7	1.8	1.9
3	1.8	1.9	2.0	2.1
4	2.0	2.1	2.2	2.3
5	2.2	2.3	2.4	2.5
6	2.4	2.5	2.6	2.7

SCHEDULES OF CONTRIBUTION RATES — Part II

Sched. V	Sched. VI	Sched. VII	Sched. VIII	Sched. IX	Sched. X
(.0120)	(.0110)	(.0095)	(.0075)	(.0050)	(.....)
1.1	1.2	1.3	1.4	1.5	1.6

Rate Class	Contribution Rates For Eligible Employers					
1	0.3	0.4	0.5	0.6	0.7	0.8
2	0.5	0.6	0.7	0.8	0.9	1.0
3	0.7	0.8	0.9	1.0	1.1	1.2
4	0.9	1.0	1.1	1.2	1.3	1.4
5	1.1	1.2	1.3	1.4	1.5	1.6
6	1.3	1.4	1.5	1.6	1.7	1.8
7	1.5	1.6	1.7	1.8	1.9	2.0

Contribution Rates For Unrated Employers					
1.7	1.8	1.9	2.0	2.1	2.2

Rate Class	Contribution Rates For Deficit Employers					
1	1.8	1.9	2.0	2.1	2.2	2.3
2	2.0	2.1	2.2	2.3	2.4	2.5
3	2.2	2.3	2.4	2.5	2.6	2.7
4	2.4	2.5	2.6	2.7	2.8	2.9
5	2.6	2.7	2.8	2.9	3.0	3.1
6	2.8	2.9	3.0	3.1	3.2	3.3”

And, as amended, do pass. Report adopted.

HB 300, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: “~~thereafter~~”

Insert: “(a) at least \$3.05 an hour after June 30, 1983; (b)”

2. Page 1, line 19.

Strike: "July"

Insert: "January"

3. Page 1, line 20.

Strike: "1983"

Insert: "1984"

And, as amended, do pass. Report adopted.

HB 414, do pass. Report adopted.

HB 504, do pass. Report adopted.

HB 512, introduced bill, be amended as follows:

1. Page 1, line 16.

Strike: "or the insurer"

Insert: ", or in the event the insurer denies liability and subsequently"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/2/83

HB 263, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "SECTION"

Insert: "SECTIONS 75-20-201 AND"

2. Page 1.

Following: line 9

Insert: "Section 1. Section 75-20-201, MCA, is amended to read:

"75-20-201. Certificate required — operation in conformance — approval by popular vote of certificate for nuclear facility. (1) A person may not commence to construct a facility in the state without first applying for and obtaining a certificate of environmental compatibility and public need issued with respect to the facility by the board.

(2) A facility with respect to which a certificate is issued may not thereafter be constructed, operated, or maintained except in conformity with the certificate and any terms, conditions, and modifications contained therein.

(3) A certificate may only be issued pursuant to this chapter.

(4) If the board decides to issue a certificate for a nuclear facility, it shall report such recommendation to the applicant and may not issue the certificate until such recommendation is approved by a majority of the voters in a statewide election called by initiative or referendum according to the laws of this state.

(5) This chapter applies, to the fullest extent allowed by federal law, to all federal facilities and to all facilities over which an agency of the federal government has jurisdiction."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/4/83

HB 466, introduced bill, be amended as follows:

1. Title, line 7.

Following: "A"

Strike: "PRINCIPAL"

2. Page 1, line 17.

Following: "a"

Strike: "principal"

And, as amended, do pass. Report adopted.

HB 492, do pass. Report adopted.

Adverse Committee Reports

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/3/83

HB 497, do not pass.

HB 149 - Representatives Thoft, Jones, O'Connell, Bliss, McCormick, Koehnke, Pistoria, Compton, Sales, Asay, Devlin, Switzer, Swift, Pavlovich, Quilici, Hanson, Ernst, Stobie, R. Jensen, and Schultz objected to the adverse committee report on HB 149, and requested that the bill be printed and placed on second reading. 2/4/83

HB 168 - Representatives Pistoria, Dozier, Howe, Harp, Brand, Miller, Kitselman, Phillips, Roush, Hemstad, Manuel, McCormick, Ream, Driscoll, O'Connell, Nilson, Asay, Switzer, Jacobsen, and Zabrocki objected to the adverse committee report on HB 168, and requested that the bill be printed and placed on second reading. 2/4/83

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent, Chairman): 2/4/83

HJR 11, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: line 10

Insert: "WHEREAS, in Montana's past there was a failure to address the long-term ramifications of natural resource extractive and processing industries in a manner which would have protected future generations from the adverse effects of "boom and bust" economic cycles; and"

2. Page 1, line 11.

Following: "is"

Insert: "now"

3. Page 2, line 24.

Following: "history"

Strike: "cannot"

Insert: "should not"

4. Page 2, line 25.

Following: "treatment"

Strike: remainder of line 25 through "life" on line 1, page 3

Insert: "of workers who have committed their lives"

5. Page 3, line 11.

Following: line 10

Insert: "BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Governor of the State of Montana, the President of the Atlantic Richfield Company, the President of the Anaconda Company, the board of directors of the Atlantic Richfield Company, and all others whom it may concern."

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 2/3/83

HB 63, introduced by Fabrega

House bill concurred in and returned to the House: 2/3/83

HB 82, introduced by Manuel, Ellerd

Senate bills passed and transmitted to the House for concurrence: 2/3/83

SB 110, introduced by Towe, Norman, Nordtvedt

SB 121, introduced by Fuller, Bertelsen

SB 133, introduced by Lynch, Jacobson, Stimatz

SB 143, introduced by Ochsner, Lee, E. Smith, et al.

SB 163, introduced by Van Valkenburg, Kadas

SB 169, introduced by Van Valkenburg

SB 174, introduced by Himsl, Elliott

SB 226, introduced by Crippen

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow a simple resolution to be used to consider redistricting and reapportionment plans. Motion carried. (75-21)

Representative Vincent moved that HR 2 be placed above HB 33 on second reading this day. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow the chief sponsor of HR 2 to exceed five minutes for his opening statement. Motion carried.

Representative Vincent moved to allow members of the Legislative Council staff to assist the chief sponsor of HR 2 on second reading this day. Motion carried.

Representative Vincent moved that HB 299 be taken from second reading and referred to the Committee on Human Services. Motion carried.

Representative Donaldson moved that HB 42 be taken from the Committee on Judiciary and referred to the Committee on Agriculture. Motion carried.

Representative Harper moved that Waldron be added as a sponsor to HB 562. Motion carried.

Representative Swift moved that Veleber be added as a sponsor to HJR 12. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 633**, introduced by Donaldson, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- HB 634**, introduced by Compton, Devlin, Ryan, Bardanouve, Vinger, Iverson, Ellison. Referred to Committee on Local Government.
- HB 635**, introduced by Keenan, Daily, Addy, Pavlovich, J. Jensen, Menahan, Peck. Referred to Committee on Education and Cultural Resources.
- HB 636**, introduced by Peck, Iverson, Christiaens. Referred to Committee on Highways and Transportation.
- HB 637**, introduced by Manuel. Referred to Committee on Taxation.
- HB 638**, introduced by Hansen, Waldron. Referred to Committee on Business and Industry.
- HB 639**, introduced by Waldron, Stimatz, (By Request of the Department of Administration and the Department of Commerce). Referred to Committee on State Administration.
- HB 640**, introduced by Harrington, Jacobson, Lynch, Quilici, Stimatz, O'Connell, Daily, Keenan, Menahan, Driscoll, Haffey, Pavlovich, McBride, D. Brown, Dozier, Hand, Hazelbaker. Referred to Committee on Appropriations.
- HB 641**, introduced by Sands, Spaeth, Kitselman, Eudaily. Referred to Committee on Taxation.
- HB 642**, introduced by Yardley, Brand, Menahan, Ryan, Ellison, Devlin, D. Brown, Fuller, Keating, Mazurek, McCallum. Referred to Committee on Judiciary.
- HB 643**, introduced by J. Jensen, Hansen, Kadas, Addy, Fabrega, Eck, Christiaens, Bergene. Referred to Committee on Local Government.
- HB 644**, introduced by Yardley, Williams, (By Request of the Department of Revenue). Referred to Committee on Taxation.
- HB 645**, introduced by Sales. Referred to Committee on Taxation.
- HB 646**, introduced by Lory, Kadas, Hansen, Waldron, Bertelsen. Referred to Committee on Natural Resources.
- HB 647**, introduced by Nordtvedt. Referred to Committee on Business and Industry.
- HB 648**, introduced by Nordtvedt, Hannah. Referred to Committee on Taxation.
- HB 649**, introduced by Vincent, Van Valkenburg, Fuller, Bertelsen. Referred to Committee on Taxation.
- HB 650**, introduced by Vincent, Kemmis. Referred to Committee on State Administration.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 110**, introduced by Towe, Norman, Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- SB 121**, introduced by Fuller, Bertelsen. Referred to Committee on Local Government.
- SB 133**, introduced by Lynch, Jacobson, Stimatz. Referred to Committee on Business and Industry.
- SB 143**, introduced by Ochsner, Lee, E. Smith, Zabrocki, Devlin. Referred to Committee on Labor and Employment Relations.
- SB 163**, introduced by Van Valkenburg, Kadas. Referred to Committee on Taxation.
- SB 169**, introduced by Van Valkenburg, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.
- SB 174**, introduced by Himsl, Elliott, (By Request of the Board of Investments). Referred to House Select Committee on Economic Development.

SB 226, introduced by Crippen. Referred to Committee on Judiciary.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Yardley in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HR 2 - That HR 2, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 43

Noes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 55

Excused: None.
Total 0

Absent or not voting: Bergene, Donaldson.
Total 2

That HR 2, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Miller, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.
Total 39

Noes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 58

Excused: None.
Total 0

Absent or not voting: Hannah, Marks, Nordtvedt.
Total 3

That HR 2, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hanson, Hemstad, R. Jensen, Jones, Keyser, Kitselman, McCormick, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 37

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Excused: None.

Total 0

Absent or not voting: Devlin, Fagg, Hannah, Harp, Iverson, Marks, Mueller.

Total 7

Representative Seifert excused at this time.

That HR 2, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 54

Paired: Seifert, Aye; Harrington, No.

Excused: None.

Total 0

Absent or not voting: Devlin.

Total 1

That HR 2 be not adopted. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales,

Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Paired: Seifert, Aye; Harrington, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HR 2 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 44

Paired: Harrington, Aye; Seifert, No.

Excused: None.

Total 0

Absent or not voting: Mueller.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Yardley moved the adoption of the committee report. Report adopted. (60-37)

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman):

2/3/83

Recommend that at the close of business February 4, 1983, the following
employment be terminated:

Lona Smith.....Page

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/4/83

HJR 16, do pass. Report adopted.

HB 465, introduced bill, be amended as follows:

1/31/83

1. Title, line 9.

Following: "AT"

Strike: "¾ OF 1"

Insert: "2 ¾"

And, as amended, do pass. Report adopted.

HB 574, do pass. Report adopted.

2/4/83

HB 576, introduced bill, be amended as follows:

1. Title, line 4.

Strike: "MUNICIPAL"

Insert: "PUBLICLY OWNED"

2. Page 1, line 9.

Strike: "Municipal"

Insert: "Publicly owned"

3. Page 1, line 12.

Strike: "municipal"

Insert: "publicly owned"

4. Page 1, line 19.

Strike: "municipal"

Insert: "publicly owned"

5. Page 1, line 23.

Strike: "municipal"

Insert: "publicly owned"

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/4/83

HB 196, introduced bill, be amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, line 21.

Following: "adopt"

Strike: "rules"

Insert: "policies"

3. Page 4.

Following: line 24

Insert: "Section 4. Effective date. This act is effective July 1, 1984."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 196

A statement of intent is required for this bill because it delegates rulemaking authority to the Board of Public Education to adopt policies for programs serving gifted and talented children.

It is contemplated that the rules will address the following:

(a) a policy statement fostering development of programs serving the gifted and talented;

- (b) acknowledgment of the provisions in 20-7-904, MCA, regarding review of programs by the Superintendent of Public Instruction; and
 (c) an annual review of services to gifted and talented children by the Board of Public Education.

HB 422, do pass. Report adopted.

HB 461, introduced bill, be amended as follows:

1. Page 2, line 18.

Following: "as"

Strike: "autistic,"

2. Page 5, line 4.

Following: "services""

Insert: ", including speech pathology, audiology, occupational therapy, and physical therapy,"

And, as amended, do pass. Report adopted.

HB 519, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/4/83

HB 355, do pass. Report adopted.

HB 438, do pass. Report adopted.

HB 502, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "within"

Strike: "7"

Insert: "14"

2. Page 2, line 9.

Following: "such"

Strike: "7"

Insert: "14"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 2/4/83

HB 499, do not pass.

JUDICIARY (D. Brown, Chairman):

2/4/83

HB 439, do not pass.

HB 496, do not pass.

MOTIONS

Representative Vincent moved that the House recess at 5:35 p.m.
 Motion carried.

House resumed at 5:40 p.m.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Yardley in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 33 - That HB 33, second reading copy, be amended as follows:

1. Page 2, line 17.

Strike: "20 30 40"
Insert: "15 25 35"

2. Page 2, line 18.

Strike: "20 30"
Insert: "15 25"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Ernst, Fabrega, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 71

Noes: Bengtson, Bertelsen, Brand, Connelly, Devlin, Dozier, Driscoll, Hannah, Hansen, J. Jensen, R. Jensen, Kadas, Kemmis, Peck, Ramirez, Ream, Shontz, Thoft, Vinger.

Total 19

Excused: Seifert.

Total 1

Absent or not voting: Ellerd, Ellison, Eudaily, Fagg, Keenan, Kennerly, Spaeth, Williams, Winslow.

Total 9

That HB 33, as amended, do pass. Motion carried as follows:

Ayes: Asay, Bertelsen, D. Brown, J. Brown, Compton, Daily, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kitselman, Lory, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Nordtvedt, Pavlovich, Quilici, Ramirez, Ream, Ryan, Sands, Smith, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 54

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Farris, Hansen, Hart, J. Jensen, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Menahan, Neuman, Nisbet, O'Connell, Peck, Phillips, Pistoria, Roush, Sales, Saunders, Schultz, Schye, Shontz, Solberg, Switzer, Thoft, Winslow, Zabrocki.

Total 43

Excused: Seifert.

Total 1

Absent or not voting: Ellerd, Manuel.

Total 2

HB 73 - That HB 73 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Jones, Saunders, Smith.

Total 3

Excused: Seifert.

Total 1

Absent or not voting: Ellerd, Hannah, Harp, R. Jensen, Quilici.

Total 5

HB 262 - That HB 262 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Asay, Curtiss, Devlin, Ellison, Hemstad, Jacobsen, Jones, Marks, Miller, Ryan, Smith, Solberg, Stobie, Switzer, Underdal.

Total 15

Excused: Seifert.

Total 1

Absent or not voting: Driscoll, Ellerd, Hannah, R. Jensen, Thoft.

Total 5

HB 329 - That HB 329 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellison, Fabrega, Fagg, Farris, Hammond, Hannah, Harp, Harper, Harrington, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Neuman, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 59

Noes: Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Devlin, Dozier, Ernst, Eudaily, Hand, Hansen, Hanson, Hart, Holliday, Jones, Keyser, Kitselman, Koehnke, Lory, McBride, Metcalf, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ryan, Sales, Smith, Solberg, Stobie, Swift, Switzer, Veleber, Wallin.

Total 37

Excused: Seifert.

Total 1

Absent or not voting: Bardanouve, Ellerd, R. Jensen.

Total 3

HB 333 - That HB 333 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Brand, Farris, Hammond, Hart, J. Jensen, Kadas, Kemmis, Koehnke, Ream, Saunders, Veleber, Waldron.

Total 12

Excused: Seifert.

Total 1

Absent or not voting: Bardanouve, Ellerd, Miller.

Total 3

HB 362 - That HB 362, second reading copy, be amended as follows:

1. Title, line 6.

Following: "THAT"

Insert: "EXCEPT WHEN IT IS A DEFENDANT'S FIRST OFFENSE"

2. Page 2, line 4.

Following: "however,"

Insert: "if defendant was formerly sentenced or had imposition of a sentence deferred for an offense and it was found on that occasion that his mental capacity was significantly impaired at the time of the commission of the offense by a voluntarily induced intoxicated or drugged condition, then"

Amendment passed as follows:

Ayes: Abrams, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 68

Noes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, Fagg, Hannah, Hanson, Hemstad, Iverson, J. Jensen, Keyser, Lybeck,

Marks, Manuel, Neuman, Nordtvedt, Peck, Sands, Schultz, Solberg, Swift, Thoft, Wallin, Winslow.

Total 28

Excused: Seifert.

Total 1

Absent or not voting: Driscoll, R. Jensen, Kemmis.

Total 3

That HB 362, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: D. Brown, Dozier, Metcalf, Pavlovich, Waldron.

Total 5

Excused: Seifert.

Total 1

Absent or not voting: Kemmis.

Total 1

Representative Ellerd excused at this time.

HB 375 - That HB 375 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Sales.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bengtson, Hansen, Manuel, Vinger.

Total 4

HB 397 - That HB 397, second reading copy, be amended as follows:

1. Page 1, line 18.

Strike: subsection (2) in its entirety

Insert: "(2) The department shall provide a procedure for replacing all "men working" signs with signs displaying the symbol of a worker by October 1, 1993, whether those signs are used by private contractors or state or local governmental agencies. The department shall replace all state-owned "men working" signs with signs displaying the symbol of a worker by October 1, 1993."

2. Page 1, line 20.

Strike: "crew working"

Following: "crew working" signs"

Insert: "displaying the symbol of a worker"

3. Page 1, line 24.

Following: "with"

Strike: "crew working"

Following: "signs"

Insert: "displaying the symbol of a worker"

Amendment passed as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, Brand, D. Brown, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Howe, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Lory, Marks, Manuel, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Roush, Ryan, Sales, Sands, Schultz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Yardley, Zabrocki.
Total 49

Noes: Addy, Bachini, Bardanoue, Bengtson, Bergene, J. Brown, Compton, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Peck, Pistoria, Ream, Saunders, Schye, Shontz, Solberg, Veleber, Vincent, Waldron, Williams, Winslow.
Total 47

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Holliday, Ramirez.

Total 2

That HB 397, as amended, do pass. Representative Kemmis made a substitute motion that consideration on HB 397 be passed for the day. The substitute motion carried as follows:

Ayes: Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ream, Roush, Sands, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Winslow, Yardley.
Total 62

Noes: Abrams, Asay, Compton, Daily, Devlin, Donaldson, Ellison, Eudaily, Hannah, Howe, Iverson, R. Jensen, Jones, Kennerly, Lory, McCormick, Manuel, Nordtvedt, Pavlovich, Quilici, Ryan, Sales, Schultz,

Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Zabrocki.

Total 35

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Ramirez.

Total 1

HB 415 - That HB 415 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Harper, Peck.

Total 3

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bardanouve, Devlin, Marks, Nordtvedt.

Total 4

HB 417 - That HB 417 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: None.

Total 0

HB 427 - That HB 427 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Dozier, J. Jensen, Stobie, Thoft.

Total 4

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Asay, Devlin, Keyser, Peck.

Total 4

HB 448 - That HB 448 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Brand, Hannah, Stobie.

Total 3

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Hansen.

Total 1

HB 503 - That HB 503 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Ryan, Stobie, Waldron.

Total 3

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bardanouve.

Total 1

HJR 14 - That HJR 14 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hanson, Ryan, Stobie, Switzer, Underdal.

Total 5

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Yardley moved that the committee of the whole report be deemed read. Motion carried. Chairman Yardley moved the adoption of the committee report. Report adopted. (90-6)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 232 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 298 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt, Wallin.

Total 2

HB 305 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 327 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J.

Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Waldron.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 336 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 350 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 352 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Lybeck, Ryan, Stobie, Switzer.

Total 4

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt, Shontz.

Total 2

HB 370 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Dozier.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 423 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 432 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bardanoue, Nordtvedt.

Total 2

HB 452 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bliss, Brand, Curtiss, Farris, Hanson, Jones, Ramirez, Sales, Schultz, Stobie.

Total 10

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 457 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Asay.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 464 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Dozier, Manuel, Roush.

Total 4

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Ellison, Nordtvedt.

Total 2

HB 487 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Dozier, Nordtvedt.

Total 2

HB 498 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand.

Total 1

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bergene, Darko, Nordtvedt.

Total 3

Representative Vincent moved that the House adjourn until 9:00 a.m., February 5, 1983.

Motion carried.

House adjourned at 8:30 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTIETH LEGISLATIVE DAY

Helena, Montana
February 5, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Ellerd, Seifert, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-seventh legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

Honorable Daniel Kemmis
Speaker of the House
of Representatives
Helena, Montana 59620

February 4, 1983

Dear Mr. Speaker:

This is to acknowledge the return of the Plan of the Districting and Apportionment Commission from the Legislature within 30 days after submission to the Legislature as required by Article V, Section 14 of the Constitution of the State of Montana.

Dated this 4th day of February, 1983.

For the Commission

Anne Brodsky
Staff Researcher

February 4, 1983

I have received this date from the Chief Clerk of the House of Representatives, House Resolution No. 2.

Jim Waltermire
Secretary of State

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/4/83

Correctly printed: HB 399.

Correctly enrolled: HR 2.

Examined by the sponsor (Brand) and found to be correct: HR 2.

Signed by the Speaker at 6:54 p.m., 2/4/83: HR 2.

STATE ADMINISTRATION (Brand, Chairman):

2/4/83

HB 295, do pass. Report adopted.

HB 522, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "~~filing~~,"

Insert: ", at least 1 week before the deadline for filing,"

2. Page 1, line 23.

Strike: "at least 1 week"

Insert: "on or"

And, as amended, do pass. Report adopted.

SB 81, be concurred in. Report adopted.

Adverse Committee Reports

HB 184 - Representative D. Brown moved that the adverse committee report on HB 184 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Daily, Hammond, Hand, Harrington, Keenan, Manuel, Pavlovich, Quilici, Sales.

Total 9

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Asay, Brand, R. Jensen, Jones, Williams.

Total 5

HB 261 - Representative Yardley moved that the adverse committee report on HB 261 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Kennerly, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Peck, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vinger, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.

Total 66

Noes: Asay, Brand, D. Brown, Driscoll, Hand, Harp, Harrington, Hemstad, J. Jensen, Keenan, Keyser, Kitselman, McCormick, Manuel, Menahan, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Sales, Schultz, Swift, Thoft, Vincent, Zabrocki.

Total 27

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Bardanouve, Ellison, R. Jensen, Schye, Williams.

Total 5

HB 348 - Representative McBride moved that the adverse committee report on HB 348 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bliss, Harp, Harper, Howe, Iverson, Keyser, Neuman, Quilici, Sales, Sands, Williams.

Total 11

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: R. Jensen, Schye.

Total 2

HB 383 - Representative McBride moved that the adverse committee report on HB 383 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hannah, Hanson, Hart, Holliday, Jacobsen, Kadas, Kennerly, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Winslow, Yardley, Mr. Speaker.

Total 61

Noes: Addy, Asay, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Hammond, Hand, Harp, Harper, Harrington, Hemstad, Howe, J. Jensen, Jones, Keenan, Keyser, Kitselman, McCormick, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Vincent, Waldron, Williams, Zabrocki.

Total 33

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Compton, Hansen, Iverson, R. Jensen.

Total 4

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 4, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 40, 45, 65, 81, and 87.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 2/4/83

HB 134, introduced by Williams

Senate bills passed and transmitted to the House for concurrence: 2/4/83

SB 118, introduced by Towe, Mohar, Berg, et al.

SB 141, introduced by Gage

SB 189, introduced by Blaylock

SB 230, introduced by McCallum

SB 258, introduced by Thomas, Lee, Shaw, et al.

SJR 9, introduced by Mohar

The Senate, on 2/4/83, adopted on second reading and delivered to the Secretary of State the following resolution as the response to the legislative and congressional redistricting and reapportionment plan submitted to the Legislature on 1/5/83:

SR 4, introduced by Stephens

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 600, introduced by McBride, (By Request of the Governor's Office). Referred to Committee on Local Government.

HB 651, introduced by Eudaily, Lory. Referred to Committee on Local Government.

HB 652, introduced by Nordtvedt, Goodover. Referred to Committee on Education and Cultural Resources.

HB 653, introduced by Sands, (By Request of the Office of Superintendent of Public Instruction). Referred to Committee on Education and Cultural Resources.

HB 654, introduced by Fagg. Referred to Committee on Local Government.

HB 655, introduced by Harp, Driscoll. Referred to Committee on Labor and Employment Relations.

HB 656, introduced by Fagg, Hannah, Sands. Referred to Committee on State Administration.

HB 657, introduced by Sands, (By Request of the Superintendent of the Office of Public Instruction). Referred to Committee on Education and Cultural Resources.

HB 658, introduced by Nordtvedt, Yardley, Fabrega, Bertelsen, Shontz, Williams, B. Brown, Norman, Towe, Turnage, Galt. Referred to Committee on Education and Cultural Resources.

HB 659, introduced by J. Jensen, Jacobson, Menahan, Bergene, Vincent, McBride, Connelly, Haffey, Addy, Nordtvedt, Hannah, Hemstad, Shontz, Waldron, Kadas, Eck, R. Manning, Crippen, Graham, Metcalf, Quilici, Harrington, Kitselman, J. Brown, Thomas, Wallin, Holliday, Keenan, Dozier, Koehnke, Zabrocki, Norman, Williams, Ramirez, Conover, Hammond, Ream, Driscoll, Van Valkenburg, Bengtson, Roush, Harper, Kennerly, Halligan, Sands, Veleber,

Waldron, Hansen, Lybeck, Hart, Pistoria, Marbut. Referred to Committee on Appropriations.

HB 660, introduced by Hansen, Christiaens, (By Request of the Commission for Human Rights). Referred to Committee on Judiciary.

HB 661, introduced by Ream, Nisbet, Towe. Referred to Committee on Fish and Game.

HB 662, introduced by Schye, Bachini, Peck, Bardanouve, Compton, H. Hammond, Etchart. Referred to Committee on Business and Industry.

HB 663, introduced by Bengtson. Referred to Committee on Human Services.

HB 664, introduced by Curtiss, Harper, Hannah, Wallin, B. Brown, Eck, Winslow, Bliss, Fagg, R. Jensen, Bertelsen, Mueller. Referred to Committee on Judiciary.

HB 665, introduced by Yardley, Williams, Brand, Shontz, Hart, Metcalf, Quilici, Connelly, Haffey, Ream, Vincent, Zabrocki, Harrington, Asay, Kemmis, Jacobson, Dozier, Abrams, Hager, Lynch, Mohar, Norman, Daily, Kadas, Driscoll, O'Connell, Spaeth, Thomas, Graham, Conover, Eck, Daniels, D. Brown, R. Manning, McBride, Howe, Boylan, McCormick, Lane, Waldron, Halligan, Stimatz, Regan, Fuller, Pavlovich, Story, Van Valkenburg, Towe, Menahan, Ochsner, Peck, Veleber, Hansen. Referred to Committee on Taxation.

HB 666, introduced by J. Hammond, Halligan, J. Brown, J. Jensen, Ream, Kadas, Veleber, Hand. Referred to Committee on Judiciary.

HB 667, introduced by Switzer, Howe, Thoft, Ellerd, Sales, Fabrega, Bertelsen, Devlin, Bergene, Hanson, Iverson, Swift, Holliday, Stobie, Ryan, Ellison, Compton, Curtiss, Ramirez, Marks, Schultz, Phillips, Keyser, Manuel. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 668, introduced by Brand. Referred to Committee on State Administration.

HJR 19, introduced by Asay, Seifert, Williams, Howe, Thoft, Ellerd, Yardley. Referred to Committee on Judiciary.

HJR 20, introduced by Marks, Donaldson, Stobie, Hannah. Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time, and referred to committees:

SB 118, introduced by Towe, Mohar, Berg, Conover, Regan, Eck, Halligan, Fuller, Christiaens, Blaylock, Van Valkenburg. Referred to Committee on Natural Resources.

SB 141, introduced by Gage, (By Request of the Secretary of State). Referred to Committee on State Administration.

SB 189, introduced by Blaylock. Referred to Committee on Taxation.

SB 230, introduced by McCallum. Referred to Committee on State Administration.

SB 258, introduced by Thomas, Lee, Shaw, H. Hammond, Ellerd, Devlin, Boylan, Goodover, Tveit, Gage, Pavlovich, Hand, Miller. Referred to Committee on State Administration.

SJR 9, introduced by Mohar. Referred to Committee on Business and Industry.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Harper in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 397 - That HB 397, second reading copy, be amended as follows:

1. Committee of the Whole amendments, dated 2/4/83.

Strike: amendments 1 through 3 in their entirety

Insert: Original language of second reading copy

Amendment passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Saunders, Schye, Shontz, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Winslow.

Total 64

Noes: Abrams, Asay, Bertelsen, Bliss, Daily, Donaldson, Ellison, Eudaily, Hannah, Kennerly, Lory, McCormick, Manuel, O'Connell, Pavlovich, Quilici, Roush, Ryan, Sales, Sands, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Zabrocki.

Total 28

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Ernst, Hemstad, R. Jensen, Marks, Schultz, Yardley.

Total 6

That HB 397, second reading copy, be further amended. Amendment failed as follows:

Ayes: Abrams, Asay, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Eudaily, Jones, Keyser, Lory, Nordtvedt, O'Connell, Pavlovich, Quilici, Roush, Ryan, Sales, Smith, Stobie, Swift, Underdal, Vinger, Wallin, Zabrocki.

Total 26

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow.

Total 67

Excused: Ellerd, Seifert.

Total 2

Absent or not voting: Ellison, Hand, Hannah, R. Jensen, Yardley.

Total 5

Representative Donaldson excused at this time.

That HB 397, as amended, do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Curtiss, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow.

Total 64

Noes: Abrams, Bliss, D. Brown, Compton, Daily, Devlin, Ellison, Ernst, Eudaily, Hand, Hanson, Iverson, R. Jensen, Jones, Keyser, Lory, Manuel, Nisbet, O'Connell, Pavlovich, Quilici, Roush, Ryan, Sales, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin, Zabrocki.

Total 32

Excused: Donaldson, Ellerd, Seifert.

Total 3

Absent or not voting: Yardley.

Total 1

Representative Fagg excused at this time.

HB 8 - That HB 8 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bardanouve, Bengtson, Connelly, Farris, Hand, Jacobsen, Jones, Keyser, Sales, Saunders, Stobie, Thoft, Underdal.

Total 13

Paired: Fagg, Aye; Underdal, No.

Excused: Donaldson, Ellerd, Seifert.

Total 3

Absent or not voting: Brand, Iverson.

Total 2

Representative Vincent moved that the committee rise. Motion carried.

Justice Harrison of the Supreme Court introduced the Eagle Scouts of Montana.

House resumed second reading at 10:20 a.m.

Representative Quilici excused at this time.

HB 115 - That HB 115 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fabrega,

Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Peck, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Spaeth, Switzer, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Noes: Abrams, Bengtson, Bliss, D. Brown, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Miller, Neuman, Nordtvedt, Pavlovich, Phillips, Pistoria, Sales, Schultz, Smith, Stobie, Swift, Underdal, Veleber, Vinger, Winslow.

Total 31

Excused: Donaldson, Ellerd, Fagg, Quilici, Seifert.

Total 5

Absent or not voting: Bardanoue, R. Jensen, O'Connell, Ramirez, Solberg, Thoft.

Total 6

HB 126 - That HB 126 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: Hannah, Stobie.

Total 2

Excused: Donaldson, Ellerd, Fagg, Quilici, Seifert.

Total 5

Absent or not voting: Winslow.

Total 1

HB 289 - That HB 289 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Donaldson, Ellerd, Fagg, Quilici, Seifert.

Total 5

Absent or not voting: Fabrega.

Total 1

Representative Ramirez excused at this time.

Representative Donaldson present at this time.

HB 376 - That HB 376, second reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Asay, Bardanouve, Bliss, Brand, Connelly, Daily, Darko, Dozier, Driscoll, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Phillips, Roush, Saunders, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Wallin, Yardley, Zabrocki.

Total 42

Noes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Marks, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ream, Ryan, Sales, Sands, Schultz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron, Williams, Winslow.

Total 51

Excused: Ellerd, Fagg, Quilici, Ramirez, Seifert.

Total 5

Absent or not voting: Ernst, Kennerly.

Total 2

Representative McBride moved that HB 376 do pass. Representative Kemmis made a substitute motion that HB 376 be placed below Senate amendments to HB 63. The substitute motion carried.

HB 426 - That HB 426 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bliss.

Total 1

Excused: Ellerd, Fagg, Quilici, Ramirez, Seifert.

Total 5

Absent or not voting: Bardanouve, Iverson, Nordtvedt, Underdal, Williams.

Total 5

HB 429 - That HB 429 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 75

Noes: Brand, D. Brown, Dozier, Driscoll, Hand, Harp, Koehnke, Lybeck, McCormick, Manuel, Nilson, Pavlovich, Roush, Stobie, Thoft, Underdal, Vinger, Zabrocki.

Total 18

Excused: Ellerd, Fagg, Quilici, Ramirez, Seifert.

Total 5

Absent or not voting: Bardanouve, Fabrega.

Total 2

HB 430 - Representative Hannah moved that HB 430 be placed below HB 376. Motion carried.

HB 433 - That HB 433 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Ellerd, Fagg, Quilici, Ramirez, Seifert.

Total 5

Absent or not voting: Driscoll, Harrington, Roush.

Total 3

Representative Peck excused at this time.

HB 450 - Representative Brand moved that HB 450 do pass. Representative Bardanouve made a substitute motion that HB 450 do not pass. The substitute motion failed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Ernst, Eudaily, Hammond, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Koehnke, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pistoria, Ream, Roush, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.
Total 46

Noes: Asay, Bachini, Bliss, Brand, D. Brown, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Farris, Hand, Hannah, Harp, Harrington, Hemstad, Jacobsen, Jones, Keenan, Keyser, Kitselman, McBride, McCormick, Marks, Menahan, Miller, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ryan, Sales, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 49

Paired: Metcalf, Yardley, Ayes; Ellerd, Quilici, Noes.

Excused: Fagg, Peck, Ramirez, Seifert.
Total 4

Absent or not voting: Compton.
Total 1

That HB 450 do pass. Motion carried as follows:

Ayes: Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Farris, Hand, Hannah, Harp, Harrington, Hemstad, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Menahan, Miller, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ryan, Sales, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 54

Noes: Abrams, Addy, Bardanouve, Bengtson, Bergene, J. Brown, Connelly, Ernst, Eudaily, Hammond, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Kadas, Kemmis, Kennerly, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pistoria, Ream, Roush, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.
Total 42

Paired: Ellerd, Quilici, Ayes; Metcalf, Yardley, Noes.

Excused: Fagg, Peck, Ramirez, Seifert.
Total 4

Absent or not voting: None.
Total 0

Representative R. Jensen excused at this time.

HB 460 - That HB 460 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye,

Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Zabrocki.

Total 77

Noes: Howe, Keyser, Nordtvedt, Schultz, Swift, Thoft, Vinger, Williams, Winslow, Yardley.

Total 10

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: Bardanouve, Connelly, Curtiss, Daily, Kennerly, O'Connell.

Total 6

HB 481 - That HB 481 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Harper.

Total 1

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: Hannah, Kennerly, Marks, Menahan.

Total 4

HB 506 - That HB 506 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: Bardanouve, Hannah.

Total 2

Representative Roush in the Chair.

HB 521 - That HB 521 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: None.

Total 0

HB 529 - That HB 529, second reading copy, be amended as follows:

1. Page 1, line 19.

Following: "per"

Strike: "man"

Insert: "person"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Keyser.

Total 1

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: Ellison, McCormick, Ryan, Underdal, Yardley.

Total 5

That HB 529, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris,

Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Asay, D. Brown, Hanson, Phillips, Stobie, Swift, Switzer, Underdal, Vinger.

Total 9

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: McCormick.

Total 1

Representative Harper in the Chair.

HB 534 - That HB 534 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Harp, Kitselman, Solberg, Underdal.

Total 4

Excused: Ellerd, Fagg, R. Jensen, Peck, Quilici, Ramirez, Seifert.

Total 7

Absent or not voting: McCormick, O'Connell, Yardley.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Harper moved that the committee of the whole report be deemed read. Motion carried. Chairman Harper moved the adoption of the committee report. Report adopted. (82-7)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/5/83

Correctly printed: HB 149, HB 168, HB 174, HB 196, HB 263, HB 300, HB 345, HB 355, HB 414, HB 422, HB 434, HB 438, HB 461, HB 465, HB 466, HB 492, HB 502, HB 504, HB 512, HB 519, HB 574, HB 576, HJR 11, HJR 15, HJR 16.

Considered correctly engrossed: HB 73, HB 262, HB 329, HB 333, HB 375, HB 415, HB 417, HB 427, HB 448, HB 503, HJR 14.

Correctly engrossed: HB 362.

Correctly enrolled: HB 111.

BILLS (J. Brown, Vice-Chairman):

2/5/83

Correctly printed: HB 295, HB 522.

Examined by the sponsor (Hanson) and found to be correct: HB 111.

Signed by the Speaker at 11:41 a.m., 2/5/83: HB 111, SB 102.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/3/83

Recommend that at the close of business February 5, 1983, the following employment be terminated:

Kathleen McGonigal.....	Page
Gary Long.....	Page
Steven Lauridsen.....	Page
Tammy Brenden.....	Page
Todd Tillinger.....	Page

Recommend that at the beginning of business February 7, 1983, the following be employed:

Carla Rassmussen.....	Page
Maile Field.....	Page
Raedawn Wolske.....	Page
Richard Schmidt.....	Page
Sherry Bitz.....	Page
Becky Daily.....	Page
Debra Follensbee.....	Page
Kenneth Speelmon.....	Page

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 2/4/83

HB 428, introduced bill, be amended as follows:

1. Title, line 9.

Following: "20-6-305,"

Strike: "AND"

Following: "20-6-306,"

Insert: "AND 20-6-310,"

2. Page 5, line 16.

Following: "of"

Strike: "20-20-302"

Insert: "20-20-301"

3. Page 9, line 6.

Following: "of"

Strike: "20-20-302"

Insert: "20-20-301"

4. Page 12.

Following: line 7

Insert: "NEW SECTION. Section 8. High school district consolidation of districts in two or more counties. Any two or more high school districts located in two or more counties and whose territory is contiguous may consolidate to organize a joint high school district. Whenever a joint district consolidation is considered by two or more districts, the procedure for consolidation with the assumption of bonded indebtedness prescribed in [section 2] and [section 6] must be used, except that each district shall submit its resolution or petition and its election certificate to the county superintendent of its resident county and the several county superintendents shall jointly perform the duties prescribed for the county superintendent in [section 2]."

Renumber: subsequent sections

5. Page 15, line 21.

Following: "20-6-305,"

Strike: "and"

Following: "20-6-306,"

Insert: "and 20-6-310,"

6. Page 15, line 23.

Strike: "7"

Insert: "8"

7. Page 15, line 25.

Strike: "7"

Insert: "8"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/5/83

HB 114, do pass. Report adopted.

HB 182, introduced bill, be amended as follows:

1. Page 3, line 25.

Following: "examination"

Strike: "or"

Insert: "and, after June 30, 1985,"

2. Page 4, line 5.

Following: "by"

Strike: "an"

Insert: "a board-approved"

3. Page 4, line 6.

Strike: "approved by the board"

4. Page 4, line 11.

Strike: "baccalaureate"

Following: "degree"

Insert: "or certificate"

5. Page 4, line 12.

Following: "by"

Strike: "the school"

Insert: "an American Physical Therapist Association-accredited school"

6. Page 4, line 12.

Following: "therapy"

Strike: "of the university of Montana"

7. Page 4, line 19.

Following: "education."

Strike: "The"

Insert: "After June 30, 1985, the"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 182

Section 6 gives the Board of Physical Therapy Examiners authority to adopt rules imposing continuing education requirements. The Board is not

required to adopt such rules. It is contemplated that such rules, if adopted, should address the following:

- (1) types of programs required such as classroom instructions, seminars, examinations, or a combination thereof;
- (2) standards for determining programs to be approved for fulfillment of the requirements such as adequacy of facilities, qualifications of instructors, and course content;
- (3) the number of hours of instruction, if any, required;
- (4) the basic content and the procedures and passing grade for any examinations required;
- (5) alternative methods of fulfilling the requirements, if any;
- (6) standards for waiver of the requirements for hardship reasons; and
- (7) methods of monitoring compliance.

HB 266, introduced bill, be amended as follows:

1. Title, line 13.

Following: "ESTABLISH"

Insert: "ADDITIONAL"

2. Page 1, line 21.

Following: "person"

Strike: "shall: (1)"

Insert: "must"

3. Page 1, line 24.

Following: "States"

Insert: ". Consideration must also be given to:

- (1) the person's age;
- (2) the person's physical and mental status;
- (3) the person's ability or inability to locate suitable alternative accommodations;
- (4) the person's term of residence in Montana;
- (5) the person's gender as it relates to availability of appropriate living space;
- (6) the ability of the Montana veterans' home to meet the person's needs"

4. Page 2, line 9.

Strike: "(2) MEETS"

Insert: "(7)"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 266

House Bill 266 requires a statement of intent because it authorizes the Department of Institutions to establish admission requirements to the Montana Veterans' Home. The Legislature contemplates that the rules should address the following subjects as well as others:

1. Establishment of a minimum age for admission.
2. Written criteria for describing the severity of mental disturbance for which the Home is able to provide treatment.
3. Written criteria establishing the degree of physical disability or acute illness the Home can appropriately accommodate.

4. Procedures that will consider the Home's ability to meet the overall needs of the Veteran.

5. Procedures that will consider the Veteran's gender as it relates to availability of appropriate living space.

6. Procedures that will allow for consideration of the Veteran's ability or inability to locate suitable alternative living accommodations relative to his status on a prioritized waiting list.

7. Procedures that will allow for consideration of the applicant's residence in Montana relative to his status on a prioritized waiting list.

HB 299, introduced bill, be amended as follows:

1. Page 5, line 21.

Following: "include"

Insert: "adult foster care licensed under 53-5-303, community homes for the developmentally disabled licensed under 53-20-305, boarding or foster homes for children licensed under 41-3-503,"

2. Page 6, line 10.

Following: "disabled"

Insert: ", as defined in 53-20-102(4),"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 299

A statement of intent is necessary for House Bill 299 because it grants the Department of Health and Environmental Sciences the authority to adopt, by rule, specific licensing standards for facilities providing nursing care, as well as other services, to the developmentally disabled.

It is the intent of the Legislature that the standards adopted for such facilities be substantially the same as those federal standards contained in 42 Code of Federal Regulations, Part 442, Subpart G, "Standards for Intermediate Care Facilities for the Mentally Retarded". Those standards include necessary administrative policies and procedures; admission and release criteria; personnel policies; resident living standards; requirements for professional and special programs and services; dental service requirements; necessary administrative services; safety and sanitation requirements; required recordkeeping; and requirements for services in the following areas: training and habilitation, food and nutrition, medical services, nursing, pharmacy, physical and occupational therapy, psychological services, recreation, social services, speech pathology, and audiology.

HB 313, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "by"

Strike: "after consultation with"

Insert: "from a list of five qualified Indian applicants agreed upon by"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HUMAN SERVICES (Hart, Chairman):

HB 209, do not pass.

HB 252, do not pass.

HB 404, do not pass.

2/5/83

JUDICIARY (D. Brown, Chairman):

2/5/83

HB 440, introduced bill, be amended as follows:

1. Page 2, line 2.

Following: "defendant"

Strike: "intends to"

Insert: "may"

2. Page 4, line 4.

Following: "cause,"

Insert: ", upon a showing of good cause,"

3. Page 4, line 12.

Following: "prosecution"

Strike: ", which"

Insert: "or the defense. The work product of the prosecution"

And, as amended, do not pass.

MESSAGES FROM THE OTHER HOUSE

The Senate, on 2/5/83, requested the return of the following House bill for further consideration:

HB 134, introduced by Williams

MOTIONS

Representative Manuel excused at this time.

Representative Williams moved that the House accede to the request of the Senate to return HB 134 for further consideration. Motion carried.

Representative Winslow moved that the rules be temporarily suspended to allow for the drafting and introduction of a bill. Motion carried.

Representative Nordtvedt moved that the rules be temporarily suspended to allow for the introduction of a bill. Motion failed. (58-30)

Representative Bachini moved that his vote on HB 8, second reading this day, be recorded as yes. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 24 passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Schultz, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Addy, Bachini, Curtiss, Dozier, Jacobsen, J. Jensen, Koehnke, Nilson, Saunders, Schye, Stobie.

Total 11

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Bardanoue.
Total 1

HB 191 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: None.
Total 0

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Bardanoue.
Total 1

HB 243 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keenan, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 80

Noes: Dozier, Driscoll, Farris, Howe, J. Jensen, Kadas, Kennerly, Koehnke, Ream, Zabrocki.
Total 10

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Bardanoue, Ellison.
Total 2

HB 315 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.

Total 8

Absent or not voting: Bardanouve.

Total 1

HB 353 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: None.

Total 0

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.

Total 8

Absent or not voting: Bardanouve.

Total 1

HB 384 passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Asay, Compton, Devlin, Ellison, Hanson, Jones, Keyser, Koehnke, Marks, Ryan, Schultz, Smith, Solberg, Stobie, Swift, Underdal, Vinger, Wallin, Winslow.

Total 19

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.

Total 8

Absent or not voting: Bardanouve.

Total 1

HB 425 passed as follows:

Ayes: Abrams, Addy, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 78

Noes: Asay, Bachini, Bengtson, Brand, Harper, Jacobsen, Marks, Solberg, Stobie, Vinger, Zabrocki.

Total 11

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.

Total 8

Absent or not voting: Bardanouve, Hansen, Hanson.

Total 3

HB 490 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Addy, Bliss, Brand, Keyser, Schultz, Vinger.

Total 6

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.

Total 8

Absent or not voting: Bardanouve, Nordtvedt.

Total 2

SB 44 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent,

Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: None.
Total 0

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Bardanouve, Compton.
Total 2

SB 58 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: None.
Total 0

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Bardanouve.
Total 1

SB 66 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 84

Noes: D. Brown, Connelly, Driscoll, Farris, J. Jensen, Neuman.
Total 6

Excused: Ellerd, Fagg, R. Jensen, Manuel, Peck, Quilici, Ramirez, Seifert.
Total 8

Absent or not voting: Asay, Bardanouve.
Total 2

ANNOUNCEMENTS

The Speaker announced that the legislative calendar for next week will be as follows: Monday, Tuesday, and Friday House convenes at 3:00 p.m.; Wednesday and Thursday House convenes at 2:30 p.m.; Saturday House convenes at 10:00 a.m.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 7, 1983.

Motion carried.

House adjourned at 2:00 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-FIRST LEGISLATIVE DAY

Helena, Montana
February 7, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Howe, Ramirez, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-eighth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/7/83

Correctly printed: HB 114, HB 182, HB 266, HB 299, HB 313, HB 428.

Considered correctly engrossed: HB 3, HB 115, HB 126, HB 289, HB 397, HB 426, HB 429, HB 433, HB 450, HB 460, HB 481, HB 506, HB 521, HB 534.

Correctly engrossed: HB 33, HB 529.

Delivered to the Governor for his approval at 11:58 a.m., 2/7/83: HB 111.

APPROPRIATIONS (Bardanoue, Chairman): 2/4/83

HB 84, introduced bill, be amended as follows:

1. Page 1, line 15.

Strike: "\$30,000"

Insert: "\$25,000"

2. Page 1, line 18.

Following: "employees"

Insert: ", and other necessary operating expenses"

And, as amended, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 2/7/83

HB 444, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/5/83

HB 16, introduced bill, be amended as follows:

1. Title, line 7.

Following: "RATES"

Strike: "3.5"

Insert: "3"

Following: "GALLON"

Insert: "EFFECTIVE JULY 1, 1983, AND 2 CENTS PER GALLON
EFFECTIVE JANUARY 1, 1985"

2. Page 2, line 2.

Following: "additional"

Strike: "3.5"

Insert: "3"

Following: "gallon"

Insert: "effective July 1, 1983, and 2 cents per gallon effective January 1, 1985,"

3. Page 2, line 4.

Following: "additional"

Strike: "3.5"

Insert: "3"

Following: "gallon"

Insert: "effective July 1, 1983, and 2 cents per gallon effective January 1, 1985,"

4. Page 2, line 14.

Following: "8"

Strike: "12.5"

Insert: "12"

Following: "cents"

Insert: "from July 1, 1983, to December 31, 1984, and 14 cents thereafter,"

5. Page 3, line 12.

Following: line 11

Strike: "14.5"

Insert: "14"

Following: "cents"

Insert: "from July 1, 1983, to December 31, 1984, and 16 cents thereafter,"

6. Page 7, lines 2 through 6.

Strike: section 4 in its entirety

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 320, introduced bill, be amended as follows:

1. Title, line 8.

Following: "SALE;"

Strike: remainder of line 8 through "VALUE;" on line 9

2. Page 2, line 15.

Following: "to"

Strike: ":" on line 15 through "(2)" on line 18

And, as amended, do pass. Report adopted.

HB 437, introduced bill, be amended as follows:

1. Page 4, line 13.

Following: "section."

Insert: "Special permits for vehicle combinations may specify highway routing and otherwise limit or prescribe conditions of operation of the vehicle or combination, including but not limited to required equipment, speed, stability, operational procedures, and insurance."

And, as amended, do pass. Report adopted.

HB 488, introduced bill, be amended as follows:

1. Page 2, line 5.

Following: "that the"

Strike: "department of highways"

Insert: "highway patrol division"

2. Page 2, line 6.

Following: "rule"

Insert: "adopted pursuant to 61-9-504"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 488

A statement of intent is required for this bill because it gives the highway patrol authority to allow by rule a safety device on a vehicle to protrude beyond the 102-inch width limit set in 61-10-102. This authorization is necessary to conform with federal law that excludes from the 102-inch width limit safety-related appendages such as rear view mirrors, twin signal lamps, marker lamps, steps and handholds for entry and egress, flexible fender extensions, mudflaps, splash and spray suppressant devices or designs, refrigeration units, or air compressors which the highway patrol may interpret as necessary for safe and efficient operation of commercial motor vehicles.

HB 539, introduced bill, be amended as follows:

1. Title, line 6.

Following: "PERMIT;"

Insert: "PROVIDING FOR CHANGING THE 7 PERCENT ALLOWANCE TO A 5 PERCENT ALLOWANCE ON TOTAL GROSS AND AXLE WEIGHT LIMITATIONS FOR ALL VEHICLES OR COMBINATIONS OF VEHICLES;"

Following: "AMENDING"

Insert: "SECTIONS"

Following: "61-10-124"

Insert: "AND 61-10-144"

2. Page 2, line 22.

Following: line 21

Insert: "Section 2. Section 61-10-144, MCA, is amended to read:

"61-10-144. Violation of standards — ~~seven~~ five percent allowance.

(1) It is a misdemeanor for a person, firm, or corporation to violate any provision of 61-10-101 through 61-10-110.

(2) However, the operator of a vehicle or combination of vehicles may move over the highways to the first open state scale, permanent or portable, without incurring the excess weight penalties set forth in 61-10-145 if the total gross weight of the vehicle or combination of vehicles does not exceed allowable total gross weight limitations by more than ~~7%~~ 5% and if the weight carried by any axle or combination of axles does not exceed the allowable axle weight limitations by more than 5%. In the event the vehicle or combination of vehicles is not in excess of the allowable total gross or axle weight limitations by more than ~~7%~~ 5%, the department may issue a single trip permit for the fee of \$10 for allowing said vehicle or combination of vehicles to move over the highways to the first facility where its load can be safely adjusted or to its destination. Violations of total gross or axle weight limitations in excess of ~~7%~~ 5% are subject to the fines provided in 61-10-145, and all loads in excess of ~~7%~~ 5% of total gross or axle weight limitations must be adjusted or reduced to conform to the size and weight limitations before the vehicle or combination of vehicles is moved from the point of weighing.

(3) An operator of a vehicle or combination of vehicles subject to the provisions of 61-10-107(2) may move over a highway, except any highway which is part of the federal-aid interstate system, within a

50-mile radius of the harvested field to the point of first unloading, without incurring the excess weight penalties set forth in 61-10-145 if the total gross weight of the vehicle or combination of vehicles does not exceed allowable weight limitations by more than 20% per axle but the maximum load per inch of tire width may not exceed 670 pounds. The vehicle or combination of vehicles may not exceed 40 miles per hour. No single trip permit as required in subsection (2) shall be applicable to such vehicle or combination of vehicles. When such vehicle or combination of vehicles violates any of the provisions of this subsection, the fine or penalty imposed shall apply to that portion of the load above the legal limit.””

Renumber: subsequent section

And, as amended, do pass. Report adopted.

SB 10, be concurred in. Report adopted.

SB 82, third reading copy, be amended as follows:

1. Page 1, line 23.

Following: “plates”

Insert: “specially”

Following: “with the”

Strike: “words” on line 23 through “appropriate” on line 25

Insert: “letters and character DV.”

2. Page 2, lines 15 and 16.

Following: line 14

Strike: line 15 through “appropriate,” on line 16

Insert: “bearing a representation of a wheelchair as the symbol of a handicapped person”

And, as amended, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/7/83

HB 524, do pass. Report adopted.

HB 629, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/7/83

HB 556, do pass. Report adopted.

Adverse Committee Reports

APPROPRIATIONS (Bardanoue, Chairman):

2/4/83

HB 385, do not pass.

JUDICIARY (D. Brown, Chairman):

2/7/83

HB 379, do not pass.

TAXATION (Yardley, Chairman):

2/7/83

HB 365, do not pass.

Representative Ramirez present at this time.

HB 209 - Representative Hart moved that the adverse committee report on HB 209 be adopted. Representative Keyser made a substitute motion that HB 209 be printed and placed on second reading. Motion failed. (25-69) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Jacobsen, J. Jensen,

Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 73

Noes: Bliss, D. Brown, Compton, Daily, Ellerd, Ellison, Hand, Hannah, Holliday, Iverson, Keyser, Kitselman, Pavlovich, Peck, Phillips, Sales, Schultz, Stobie, Switzer, Underdal, Waldron, Wallin.
Total 22

Excused: Howe.
Total 1

Absent or not voting: R. Jensen, Nordtvedt, Ryan, Winslow.
Total 4

HB 497 - Representative Williams moved that the adverse committee report on HB 497 be adopted. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 68

Noes: Abrams, Asay, Bengtson, Bliss, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Jones, Phillips, Quilici, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.
Total 28

Excused: Howe.
Total 1

Absent or not voting: R. Jensen, Nordtvedt, Winslow.
Total 3

HB 499 - Representative Daily moved that the adverse committee report on HB 499 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 86

Noes: Ellison, Iverson, Pistoria, Roush, Ryan.
Total 5

Excused: Howe.

Total 1

Absent or not voting: Connelly, Hansen, R. Jensen, Kadas, Nordtvedt, Sands, Stobie, Winslow.

Total 8

HB 439 - Representative D. Brown moved that the adverse committee report on HB 439 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hannah, Seifert.

Total 2

Excused: Howe.

Total 1

Absent or not voting: R. Jensen, Schye, Stobie, Winslow.

Total 4

HB 496 - Representative D. Brown moved that the adverse committee report on HB 496 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Compton, Ellerd, Ellison, Fabrega, Jones, Sales, Solberg, Swift, Underdal, Waldron.

Total 10

Excused: Howe.

Total 1

Absent or not voting: Hansen, R. Jensen, Schye, Stobie.

Total 4

HB 252 - Representative Hart moved that the adverse committee report on HB 252 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bliss, Daily, Ellerd, Ellison, Hannah, Holliday, Iverson, Keyser, Peck, Sales, Switzer.

Total 11

Excused: Howe.

Total 1

Absent or not voting: Hansen, R. Jensen, Stobie.

Total 3

HB 404 - Representative Hart moved that the adverse committee report on HB 404 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bliss, Hand, Iverson, Keyser, Pavlovich, Phillips, Sales, Schultz, Solberg, Stobie, Underdal, Waldron.

Total 12

Excused: Howe.

Total 1

Absent or not voting: R. Jensen.

Total 1

HB 440 - Representative D. Brown moved that the adverse committee report on HB 440 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Asay, Curtiss, Ellerd, Ellison, Hand, Hannah, Iverson, Keyser, Marks, Peck, Ramirez, Sales, Schultz.

Total 13

Excused: Howe.

Total 1

Absent or not voting: Bertelsen, Fagg, R. Jensen, Metcalf.

Total 4

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 7, 1983

Dear Mr. Speaker:

This is to inform you that I signed the following bill February 4, 1983:

House bill 66.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/5/83

SB 62, introduced by Turnage, Towe

SB 72, introduced by B. Brown

SB 103, introduced by Ochsner, Lee, Blaylock, et al.

SB 180, introduced by Mazurek

SB 181, introduced by Halligan

SB 193, introduced by Conover, Norman

SB 235, introduced by Haffey, Donaldson, Van Valkenburg, et al.

SB 240, introduced by McCallum, E. Smith, Ochsner, et al.

SB 276, introduced by Aklestad, Manuel

SB 277, introduced by Conover, Mazurek, et al.

SB 278, introduced by Conover, Mazurek, et al.

SB 279, introduced by Ochsner, Lybeck, et al.

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow for the introduction of a bill. Motion carried.

Representative McBride moved that Harrington, Menahan, Kadas, Hansen, J. Hammond, Pistoria, Keenan, Roush, Spaeth, Addy, Dozier, Daily, Pavlovich, Manuel, Harper, Kennerly, Williams, D. Brown, Vincent, Nisbet, Darko, Jacobson, Eck, Haffey, Conover, Daniels, Blaylock, Fuller, Stimatz, Regan, Lynch, Yardley, Mazurek, Norman, and Van Valkenburg be added as sponsors to HB 600. Motion carried.

Representative Harper moved that consideration on HB 174 be passed until the 37th legislative day. Motion carried.

Representative Ream moved that the rules be temporarily suspended to allow Veleber to be added as a sponsor to HB 200. Motion carried.

Representative Yardley moved that HB 16 be taken from printing and referred to the Committee on Taxation. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 669, introduced by Zabrocki, Spaeth, Koehnke, Graham, McCormick, Williams, Jacobsen, O'Connell, Lee, Howe, Bachini, Hanson, Ernst, Schultz, Devlin, Switzer, Kitselman, Holliday, Pavlovich, Compton, Roush, Kennerly, Veleber, Wallin, Solberg, Quilici, Lybeck, Harper. Referred to Committee on Highways and Transportation.

HB 670, introduced by Fagg, Sands. Referred to Committee on Business and Industry.

HB 671, introduced by Menahan, Pavlovich, (By Request of the Board of Chiropractors). Referred to Committee on Human Services.

HB 672, introduced by Kitselman, Marks, Quilici, J. Hammond. Referred to Committee on Fish and Game.

HB 673, introduced by Iverson, Manuel, (By Request of the Department of Agriculture). Referred to Committee on Agriculture, Livestock and Irrigation.

HB 674, introduced by McBride, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.

HB 675, introduced by Koehnke, Dozier, Harper, Metcalf, J. Brown, Fuller. Referred to Committee on Local Government.

HB 676, introduced by Ream, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.

The following Senate bills were introduced, read first time, and referred to committees:

SB 62, introduced by Turnage, Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

SB 72, introduced by B. Brown, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SB 103, introduced by Ochsner, Lee, Blaylock, Boylan, Schultz, Devlin, Zabrocki. Referred to Committee on Business and Industry.

SB 180, introduced by Mazurek, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

SB 181, introduced by Halligan, (By Request of the Department of Commerce). Referred to Committee on State Administration.

SB 193, introduced by Conover, Norman. Referred to Committee on Human Services.

SB 235, introduced by Haffey, Donaldson, Van Valkenburg, Peck, Winslow, Marks, (By Request of the Legislative Finance Committee). Referred to Committee on Appropriations.

SB 240, introduced by McCallum, E. Smith, Ochsner, Fabrega, Ellison, Donaldson, Gage, Jacobson, Stimatz, Haffey, Berg, Marbut, Kitselman, Quilici, Lynch, Thomas, (By Request of the Legislative

Finance Committee). Referred to Committee on Education and Cultural Resources.

SB 276, introduced by Aklestad, Manuel. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 277, introduced by Conover, Mazurek, Lybeck. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 278, introduced by Conover, Mazurek, Lybeck. Referred to Committee on Agriculture, Livestock and Irrigation.

SB 279, introduced by Ochsner, Lybeck, R. Jensen. Referred to Committee on Agriculture, Livestock and Irrigation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 63 - That Senate amendments to HB 63 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Bengtson, Bergene, Ramirez.

Total 3

Excused: Howe.

Total 1

Absent or not voting: R. Jensen, Kadas, Marks.

Total 3

Representative Donaldson excused at this time.

HB 376 - Representative McBride moved that HB 376 do pass. Representative Daily made a substitute motion that consideration on HB 376 be passed for the day. The substitute motion failed. (39-48)

That HB 376, second reading copy, be amended as follows:

1. Page 3, line 2.

Following: “ ”

Strike: remainder of subsection (5) in its entirety

Insert: “(6) This section does not apply if the child has been adopted by a person other than a stepparent or a grandparent. Visitation rights granted under this section terminate upon the

adoption of the child by a person other than a stepparent or a grandparent.”

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 56

Noes: Bengtson, J. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Farris, Hannah, Hanson, Harp, Iverson, Jones, Keyser, Lory, Marks, Miller, Mueller, Nordtvedt, O'Connell, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 37

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Asay, Bardanouve, Brand, Hand, R. Jensen.

Total 5

That HB 376, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: Abrams, Asay, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Farris, Hannah, Hanson, Iverson, Jacobsen, J. Jensen, Jones, Keyser, Marks, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Solberg, Switzer, Thoft, Underdal, Winslow.

Total 32

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Bardanouve, Brand, R. Jensen.

Total 3

HB 430 - That HB 430 do pass. Motion failed as follows:

Ayes: Bardanouve, Curtiss, Spaeth.

Total 3

Noes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride,

McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Daily, R. Jensen, Manuel.

Total 3

That HB 430 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Asay, Daily, R. Jensen, O'Connell.

Total 4

HB 149 - That HB 149, second reading copy, be amended as follows:

1. Page 1, line 23.

Strike: "collection"

Insert: "or public assistance-related"

Strike: "or"

2. Page 1, line 25.

Following: "programs"

Insert: ";

(d) the administration or the operation of the Montana university system, the community colleges, or the postsecondary vocational-technical centers; or

(e) law enforcement agencies while performing their official duties."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis,

Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Lory, Spaeth.
Total 2

Excused: Donaldson, Howe.
Total 2

Absent or not voting: J. Brown, Daily, Dozier, Hand, Hannah, R. Jensen, Ramirez.
Total 7

That HB 149, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, McCormick, Marks, Manuel, Menahan, Metcalf, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 76

Noes: Bachini, Bertelsen, Darko, Hammond, Hand, Hansen, Kennerly, Lory, Lybeck, Miller, Mueller, Neuman, Nisbet, Peck, Schye, Smith, Spaeth, Waldron.
Total 18

Excused: Donaldson, Howe.
Total 2

Absent or not voting: Daily, Harrington, R. Jensen, McBride.
Total 4

HB 168 - Representative Pistoria moved that HB 168 do pass. Representative Yardley made a substitute motion that HB 168 do not pass. Representative Fabrega made a substitute motion to all motions pending that consideration on HB 168 be passed for the day. Representative Fabrega's motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Zabrocki.
Total 65

Noes: Asay, Brand, D. Brown, Compton, Curtiss, Devlin, Ernst, Hannah, Jacobsen, Jones, Keyser, Menahan, Nordtvedt, Ryan, Schultz, Solberg, Swift, Switzer, Thoft, Vinger, Wallin, Williams, Winslow, Yardley.

Total 24

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Abrams, Bardanouve, Bengtson, Daily, R. Jensen, Marks, Manuel, Quilici, Sales.

Total 9

HB 196 - That HB 196 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Dozier, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schye, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: Bergene, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Jacobsen, Jones, Keyser, Manuel, Miller, Mueller, Nisbet, Nordtvedt, Sales, Sands, Schultz, Seifert, Shontz, Stobie, Swift, Underdal, Vinger, Winslow.

Total 29

Excused: Donaldson, Howe.

Total 2

Absent or not voting: Daily, Driscoll, R. Jensen, Marks, Quilici, Waldron.

Total 6

Representative Donaldson present at this time.

HB 263 - That HB 263 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hanson, Pavlovich, Phillips.

Total 3

Excused: Howe.

Total 1

Absent or not voting: R. Jensen, Marks, Quilici.

Total 3

HB 295 - That HB 295 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, D. Brown, Compton, Daily, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hand,

Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Jacobsen, Jones, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Saunders, Schultz, Shontz, Smith, Solberg, Stobie, Switzer, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Addy, Bachini, Bardanouve, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hart, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Keyser, Lybeck, Menahan, Metcalf, Mueller, Neuman, Peck, Ramirez, Sales, Sands, Schye, Seifert, Spaeth, Swift, Thoft, Vinger, Wallin.

Total 39

Excused: Howe.

Total 1

Absent or not voting: R. Jensen, Quilici.

Total 2

HB 300 - That HB 300 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Ryan, Sales, Stobie, Underdal, Wallin.

Total 5

Excused: Howe.

Total 1

Absent or not voting: R. Jensen, Pistoria, Quilici.

Total 3

HB 345 - Representative Spaeth moved that consideration on HB 345 be passed for the day. Motion carried.

HB 355 - That HB 355 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Howe.

Total 1

Absent or not voting: Dozier, Ellerd, R. Jensen, Kadas.

Total 4

HB 399 - That HB 399 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Harper, Koehnke, Lybeck, McBride, Nordtvedt.

Total 6

Excused: Howe.

Total 1

Absent or not voting: Asay, R. Jensen, Kennerly, Saunders.

Total 4

Representatives Harp and Shontz excused at this time.

HB 414 - Representative Addy moved that HB 414 do pass. Representative Ramirez made a substitute motion that HB 414 do not pass. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Holliday, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 55

Noes: Addy, Bachini, Bardanouve, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 40

Paired: Shontz, Aye; Harrington, No.

Excused: Harp, Howe.

Total 2

Absent or not voting: R. Jensen, Nordtvedt, Sands.

Total 3

Representatives Manuel and Waldron excused at this time.

HB 422 - That HB 422 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Harp, Howe, Manuel, Shontz, Waldron.

Total 5

Absent or not voting: Abrams, Driscoll, R. Jensen, Nordtvedt, Pistoria.

Total 5

Representatives Bardanouve, Donaldson, and Thoft excused at this time.

HB 434 - That HB 434 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Ernst, Hanson, Stobie.

Total 3

Excused: Bardanouve, Donaldson, Harp, Howe, Manuel, Shontz, Thoft, Waldron.

Total 8

Absent or not voting: Dozier, R. Jensen, Koehnke, Nordtvedt.

Total 4

Representative O'Connell excused at this time.

HB 438 - That HB 438 do pass. Motion failed as follows:

Ayes: Addy, Asay, Connelly, Curtiss, Eudaily, Hammond, Hand, Hannah, Iverson, J. Jensen, Keyser, Kitselman, Lory, Marks, Pavlovich, Peck, Pistoria, Ramirez, Saunders, Solberg, Swift, Vinger, Wallin.

Total 23

Noes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 66

Excused: Bardanouve, Donaldson, Harp, Howe, Manuel, O'Connell, Shontz, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

That HB 438 do not pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Addy, Asay, Connelly, Curtiss, Eudaily, Hammond, Hand, Hannah, Iverson, J. Jensen, Keyser, Kitselman, Lory, Marks, Pavlovich, Peck, Pistoria, Ramirez, Saunders, Swift.

Total 20

Excused: Bardanouve, Donaldson, Harp, Howe, Manuel, O'Connell, Shontz, Thoft, Waldron.

Total 9

Absent or not voting: Brand, Daily, R. Jensen, Nordtvedt.

Total 4

Representative Daily excused at this time.

HB 461 - That HB 461 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Shontz, Thoft, Waldron.

Total 10

Absent or not voting: Harrington, R. Jensen, Nordtvedt.

Total 3

HB 465 - That HB 465 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Addy, Brand, Dozier, Driscoll, Farris, J. Jensen, McBride, Menahan, Peck, Schye.

Total 10

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Shontz, Thoft, Waldron.

Total 10

Absent or not voting: D. Brown, R. Jensen, Nordtvedt.

Total 3

HB 466 - That HB 466 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Shontz, Thoft, Waldron.

Total 10

Absent or not voting: Dozier, R. Jensen, Nordtvedt, Vinger.

Total 4

Representative Shontz present at this time.

Representative Harrington in the Chair.

HB 480 - That HB 480 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Marks.

Total 1

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: Asay, Farris, R. Jensen, Nordtvedt, Sales.

Total 5

HB 492 - That HB 492 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Sales.

Total 1

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: Dozier, R. Jensen, Nordtvedt.

Total 3

HB 502 - That HB 502 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Brand.

Total 1

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

Representative Pavlovich in the Chair.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pavlovich moved that the committee of the whole report be deemed read. Motion carried. Chairman Pavlovich moved the adoption of the committee report. Representative Ramirez made a substitute motion that HB 438 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (76-13)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 73 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connolly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 262 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connolly, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Curtiss, Devlin, Hemstad, Jones, Ryan, Solberg, Stobie.

Total 7

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 329 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Curtiss, Darko, Dozier, Driscoll, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Harper, Harrington, Hemstad, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Neuman, Nilson, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 63

Noes: Bliss, Brand, Compton, Connelly, Devlin, Ellerd, Eudaily, Hand, Hanson, Hart, Holliday, Koehnke, Metcalf, Mueller, Nisbet, Phillips, Pistoria, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Vinger, Wallin.

Total 25

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: Hansen, R. Jensen, Nordtvedt.

Total 3

HB 333 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Addy, Brand, Hammond, Hansen, J. Jensen, Kadas, Koehnke, Ream, Saunders, Mr. Speaker.

Total 10

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 362 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: D. Brown, Dozier, Hand, Metcalf, Yardley.

Total 5

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 375 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Peck, Sales.

Total 2

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 415 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Addy, Brand, J. Jensen, Shontz.

Total 4

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: Hansen, R. Jensen, Lory, Nordtvedt.

Total 4

HB 417 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 427 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Peck, Stobie.

Total 2

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt, Phillips, Saunders.

Total 4

HB 448 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin,

Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Hannah, Stobie, Swift.

Total 3

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HB 503 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Peck, Ryan, Stobie.

Total 3

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HJR 14 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Ryan, Stobie.

Total 2

Excused: Bardanouve, Daily, Donaldson, Harp, Howe, Manuel, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chair-
man): 2/7/83

HB 486, introduced bill, be amended as follows:

1. Page 7, line 12.

Following: "1989,"

Insert: "three-fourths of"

2. Page 7, line 21.

Following: "Sections"

Strike: "1"

Insert: "2"

3. Page 7, line 24.

Following: "sections"

Strike: "1"

Insert: "2"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 486

A statement of intent is required for this bill because it delegates rulemaking authority to the Board of Natural Resources and Conservation in Section 7.

The intent is to provide the Department with the authority to adopt those rules necessary to administer the Rangeland Improvement Loan Program. This authority is limited by Section 7 to adopting rules prescribing the form and content of applications for loans and the required conservation plan; to adopting rules governing the application, implementation, and interpretation of the criteria for awarding loans and of the procedure for the review of applications by conservation district supervisors, the committee, and the department; to adopting rules providing for the servicing of loans including arrangements for obtaining security interests and the establishment of reasonable fees or charges to be made; to adopting rules providing for the confidentiality of financial statements submitted; and, to adopting rules describing the terms and conditions for making loans.

HB 545, introduced bill, be amended as follows:

1. Title, line 9.

Following: "BARLEY;"

Insert: "PROVIDING AN EXEMPTION;"

2. Title, line 9.

Strike: "AND"

Following: "PENALTIES"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

3. Page 5.

Following: line 13

Insert: "Section 7. Exemption. Grain sold through a producer's marketing system on which an assessment is levied for the purpose of protecting the member producer from the loss or wrongful conversion of such grain is not subject to the assessment imposed in [section 4], if the protection under such assessment procedure is equal to or greater than the protection secured under [this act]. No claim may be made under [this act] for any loss of grain for which no assessment was paid under [this act]."

Renumber: subsequent sections

4. Page 6.

Following: line 9

Insert: "Section 10. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 545

This bill requires a statement of intent because section 9 requires the Department of Agriculture to adopt rules to implement the collection of an assessment on wheat and barley and reimbursement from the proceeds of the assessment to producers who suffer a loss because of bankruptcy or wrongful disposition by grain dealers of grain delivered to them. Rules adopted under this act should parallel rules adopted to implement the Wheat Research and Marketing Act, insofar as the two programs are similar.

SB 160, be concurred in. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

2/5/83

HB 318, do pass. Report adopted.**HB 319**, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "services to"Strike: "rural"

2. | Page 1, line 24.

Following: "part 1"

Insert: "or chapter 13, parts 1 and 2"

3. Page 2, line 6.

Following: "organization"

Insert: "and training"

4. Page 3, line 14.

Following: "property"

Strike: "or"

Insert: "and"

5. Page 4, line 4.

Following: "with the"

Strike: "consent"

Insert: "concurrence"

6. Page 4, lines 17 and 18.

Following: "duties."

Strike: "The county rural fire chief shall be the chairman of the fire council"

Insert: "The rural fire council shall include members to be appointed from the various rural fire districts and volunteer fire companies throughout the county. The council members shall elect a chairman and a secretary of the council"

And, as amended, do pass. Report adopted.

SB 63, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/7/83

HB 528, introduced bill, be amended as follows:

1. Page 2, line 7.

Strike: "voting commissioner's"

Following: "board"

Insert: "of the commissioner whose vote is being determined"

And, as amended, do pass. Report adopted.

HB 557, do pass. Report adopted.

HB 559, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 559

A statement of intent is required for this bill because section 1 grants the Secretary of State the authority to adopt rules prescribing the information and graphics to be printed on both the envelope in which a ballot is mailed to an elector in the United States service and the return envelope. Rules are to be adopted under the Montana Administrative Procedure Act.

The Legislature intends that this grant of authority to adopt rules be used only to eliminate inconsistencies that now exist between the specifications established in 13-13-214(4) and existing requirements of federal law. The rules adopted must be consistent with regulations established by the federal election commission, U.S. postal service, or other federal agency. The rules must allow for mailing and return of the ballot free of U.S. postage if that is permitted by the U.S. postal service. The rules may not require information and graphics which are not specifically required by the regulations of a federal agency.

SB 48, third reading copy, be amended as follows:

1. Page 2, lines 4 through 6.

Strike: "subsection (3)"

Insert: "[section 2]"

Strike: "and" on line 4 through "," on line 6

2. Page 3, line 8.

Following: "state"

Insert: ", when required to do so,"

3. Page 4, line 1.

Strike: ", (2)(e),"

And, as amended, be concurred in. Report adopted.

SB 183, be concurred in. Report adopted.

Adverse Committee Report

LOCAL GOVERNMENT (McBride, Chairman):
HB 367, do not pass.

2/5/83

MOTIONS

Representative Ramirez moved that HB 438 be taken from second reading and referred to the Committee on Judiciary. Motion carried.

Representative Yardley moved that HB 658 be taken from the Committee on Education and Cultural Resources and referred to the Committee on Taxation. Motion carried.

Representative Fabrega moved that consideration on HB 168 be passed until the 35th legislative day. Motion carried.

SPECIAL ORDERS OF THE DAY

The Speaker announced the appointment of the following members to serve on the Western States Legislative Forestry Task Force:

Representative Mueller
Representative Ream

ANNOUNCEMENTS

All legislators are invited to attend a reception in honor of Legislative Appreciation Day, to be held February 7, at 7:00 p.m. in the State Library.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 8, 1983.

Motion carried.

House adjourned at 8:45 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-SECOND LEGISLATIVE DAY

Helena, Montana
February 8, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Farris, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the twenty-ninth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/8/83

Correctly printed: HB 16, HB 84, HB 318, HB 319, HB 320, HB 437, HB 444, HB 486, HB 488, HB 524, HB 528, HB 539, HB 545, HB 556, HB 557, HB 559, HB 629.

Considered correctly engrossed: HB 196, HB 263, HB 295, HB 300, HB 355, HB 399, HB 434, HB 461, HB 465, HB 466, HB 480, HB 492, HB 502.

Correctly engrossed: HB 149, HB 376.

Correctly enrolled: HB 82.

Examined by the sponsor (Manuel) and found to be correct: HB 82.

NATURAL RESOURCES (Harper, Chairman):

2/7/83

HB 630, do pass. Report adopted.

Adverse Committee Reports

LOCAL GOVERNMENT (McBride, Chairman):

2/1/83

HB 189, introduced bill, be amended as follows:

1. Page 2, line 14.

Following: "~~In~~"

Strike: "Among those electors voting in"

Insert: "In"

2. Page 2, line 17.

Following: "~~question~~"

Insert: "voting on the question"

Following: "and"

Insert: "a simple majority"

3. Page 2, line 18.

Following: "those"

Insert: "voting on the question"

4. Page 5, line 6.

Following: "(4)"

Strike: "Among those electors voting in"

Insert: "In"

5. Page 5, line 9.

Following: line 8

Insert: "voting on the question"

Following: "and"

Insert: "a simple majority"

Following: "those"

Insert: "voting on the question"

And, as amended, do not pass.

HB 385 - Representative Bardanouve moved that the adverse committee report on HB 385 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Ellison, Hansen, R. Jensen.

Total 3

HB 379 - Representative D. Brown moved that the adverse committee report on HB 379 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, J. Brown, Compton, Connelly, Devlin, Donaldson, Ellison, Eudaily, Fagg, Hammond, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Peck, Ramirez, Ream, Ryan, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 59

Noes: Asay, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, Curtiss, Daily, Darko, Dozier, Driscoll, Eller, Ernst, Fabrega, Hand, Harp, Harrington, Hemstad, Jones, Menahan, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Sales, Saunders, Schultz, Smith, Solberg, Stobie, Thoft, Zabrocki.

Total 37

Excused: Farris.

Total 1

Absent or not voting: R. Jensen, Sands, Winslow.

Total 3

HB 365 - Representative Yardley moved that the adverse committee report on HB 365 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson,

Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Harp, Iverson, Pavlovich.

Total 3

Excused: Farris.

Total 1

Absent or not voting: R. Jensen.

Total 1

MOTIONS

Representative Vincent moved that consideration on SB 60, second reading this day, be passed until the 46th legislative day. Motion carried.

Representative Asay moved that the rules be temporarily suspended to allow HJR 15, if passed on second reading this day, to be placed on third reading this same day. Motion carried.

Representative Manuel moved that HB 114 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 677, introduced by Nilson, R. Manning, Phillips, Menahan, Haffey, Graham, Jacobson, Daily, O'Connell, Spaeth, Nisbet, Manuel, Pavlovich, Keenan, Driscoll, Holliday, Abrams, Harrington, Devlin, Dozier, Marks, Zabrocki, Fabrega, Berg, Hemstad, Iverson, Donaldson, Thoft, Keyser, Bertelsen, Lybeck, Farris, Williams, Brand, Norman, Fuller, Jacobsen, Koehnke, Switzer, Lee, Galt. Referred to Committee on Judiciary.

HB 678, introduced by Kitselman, Keyser, Saunders, Lee, Wallin, Ryan, Underdal, Curtiss, Zabrocki, Pistoria, Lybeck, Boylan, Hager, Severson, E. Smith. Referred to Committee on Fish and Game.

HB 679, introduced by Jones, (By Request of the Office of Superintendent of Public Instruction). Referred to Committee on Education and Cultural Resources.

HB 680, introduced by Jones, (By Request of the Office of Superintendent of Public Instruction). Referred to Committee on Education and Cultural Resources.

HB 681, introduced by Devlin, Vinger, Bertelsen, Jacobsen, Ryan, Ochsner, E. Smith, Bliss, Manuel. Referred to Committee on Appropriations.

HB 682, introduced by Shontz, Menahan, Winslow, Story, Aklestad, Regan, (By Request of the Appropriations Subcommittee on Human Services). Referred to Committee on Human Services.

HB 683, introduced by Daily, Neuman, Quilici, Lynch, Menahan, Harrington, Keenan, Pavlovich, D. Brown, McBride, Jacobson,

Stimatz, Haffey. Referred to Committee on Education and Cultural Resources.

HB 684, introduced by Ramirez, Hand, Curtiss, Daily. Referred to Committee on Judiciary.

HB 685, introduced by Harper, Van Valkenburg, Towe, Vincent, Fabrega, Crippen, Kemmis, (By Request of the Governor's Office). Referred to Select Committee on Economic Development.

HB 686, introduced by Hemstad, Fagg, Manuel, Pistoria. Referred to Committee on Education and Cultural Resources.

HB 687, introduced by Menahan. Referred to Committee on Human Services.

HB 688, introduced by Sales, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.

HB 689, introduced by Winslow, Eck, Vincent, Fabrega, Curtiss, Iverson, D. Brown, Bertelsen, Shontz, Hannah, Kolstad, Galt, Addy, Bergene, Eudaily, (By Request of the Secretary of State). Referred to Committee on State Administration.

HB 690, introduced by Marks, Fabrega, Bertelsen, Ramirez, Stobie, Yardley, Addy, Neuman, Vinger, Ryan, Thoft, Iverson, Ellerd, Shontz. Referred to Committee on Taxation.

HB 691, introduced by Brand, Pavlovich, Williams, Quilici, J. Jensen, Harrington, D. Brown, Iverson, Menahan, Daily, Nisbet, Driscoll, Dozier. Referred to Committee on Business and Industry.

HB 692, introduced by Bardanouve. Referred to Committee on Appropriations.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 8 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bardanouve, Bengtson, Curtiss, Hand, Jacobsen, Jones, Keyser, Peck, Smith, Stobie, Underdal, Vinger.

Total 12

Excused: Farris.

Total 1

Absent or not voting: Harp, Nordtvedt, Thoft.

Total 3

HB 33 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad,

Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nordtvedt, Pavlovich, Quilici, Ream, Ryan, Sands, Seifert, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Bachini, Bengtson, Bliss, Brand, Connelly, Curtiss, Devlin, Driscoll, Ellerd, Ellison, Hansen, Hart, Jones, Keyser, Koehnke, Lybeck, McCormick, Menahan, Neuman, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg.

Total 33

Excused: Farris.

Total 1

Absent or not voting: Dozier.

Total 1

HB 115 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Switzer, Thoft, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: D. Brown, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Jacobsen, Jones, Keyser, Lybeck, Nordtvedt, Phillips, Schultz, Seifert, Smith, Stobie, Swift, Underdal, Veleber, Vinger, Winslow.

Total 22

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 126 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Addy, Brand, D. Brown, Hannah, J. Jensen, Neuman.

Total 6

Excused: Farris.

Total 1

Absent or not voting: Winslow.

Total 1

HB 289 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 397 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Winslow, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Compton, Daily, Devlin, Ellerd, Ellison, Ernst, Hanson, Hart, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, McCormick, Manuel, O'Connell, Pavlovich, Quilici, Roush, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Yardley.

Total 34

Excused: Farris.

Total 1

Absent or not voting: D. Brown.

Total 1

HB 426 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Bliss, Seifert, Stobie.

Total 3

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 429 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 77

Noes: Brand, D. Brown, Dozier, Driscoll, Ellison, Hand, Harp, Harper, Jones, Koehnke, Lybeck, McCormick, Manuel, Nilson, Pavlovich, Quilici, Roush, Smith, Stobie, Thoft, Underdal, Zabrocki.

Total 22

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 433 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: Koehnke.

Total 1

HB 450 passed as follows:

Ayes: Asay, Bertelsen, Bliss, Brand, D. Brown, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hand, Hannah, Harp, Harrington, Hemstad, Iverson, J. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Menahan, Miller, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, J. Brown, Compton, Connelly, Darko, Eudaily, Fagg, Hammond, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Kennerly, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Roush, Sands, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 47

Paired: Farris, Aye; Waldron, No.

Excused: None.

Total 0

Absent or not voting: Saunders.

Total 1

HB 460 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Howe, Nordtvedt, Peck, Swift, Thoft, Williams, Yardley.

Total 7

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 481 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 506 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 521 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz,

Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 529 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bengtson, Bliss, D. Brown, Curtiss, Hanson, Hemstad, Phillips, Stobie, Swift, Thoft, Underdal, Vinger.

Total 12

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

HB 534 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Asay, Harp, Marks, Pavlovich, Solberg, Switzer, Underdal.

Total 7

Excused: Farris.

Total 1

Absent or not voting: Daily.

Total 1

HB 63, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bergene, Brand, Dozier, Fabrega, Harp, Jacobsen, Kadas.

Total 7

Excused: Farris.

Total 1

Absent or not voting: Smith.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 345 - That HB 345, second reading copy, be amended as follows:

1. Page 2, line 23.

Following: "institutions"

Insert: ", but it may not donate unsold carcasses to school lunch programs"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Harper, Hart.

Total 2

Excused: Farris.

Total 1

Absent or not voting: Bardanouve, Daily, Manuel, Nordtvedt, Quilici, Shontz, Stobie, Waldron.

Total 8

That HB 345, second reading copy, be further amended as follows:

1. Page 4, line 21.

Strike: "school lunch programs,"

2. Page 5, line 1.

Strike: "school lunch programs."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Harper, Hart, Koehnke.

Total 3

Excused: Farris.

Total 1

Absent or not voting: Bardanouve, Bengtson, Brand, Daily, Hannah, Kemmis, McBride, Manuel, Nordtvedt, Phillips, Quilici, Stobie, Waldron.

Total 13

That HB 345, second reading copy, be further amended as follows:

1. Title, line 10.

Following: "DEPARTMENT"

Insert: "GRANTING RULEMAKING AUTHORITY TO THE DEPARTMENT OF FISH, WILDLIFE, AND PARKS"

2. Page 4, line 15.

Following: "program."

Insert: "The department is hereby granted rulemaking authority to establish a statewide reward program."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Bliss, D. Brown, Curtiss, Jones, Keyser, Kitselman, Koehnke, Marks, Ramirez, Sales, Solberg, Swift.

Total 12

Excused: Farris.

Total 1

Absent or not voting: Bardanouve, Daily, Hannah, Holliday, Manuel, Nordtvedt, Quilici, Ryan, Stobie, Switzer, Waldron.

Total 11

That HB 345, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fagg, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Seifert, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Abrams, Asay, Bengtson, Bliss, Curtiss, Ernst, Hannah, Hanson, Harp, Jacobsen, Jones, Koehnke, Marks, Neuman, Nordtvedt, Phillips, Ryan, Sales, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin.

Total 28

Excused: Farris.

Total 1

Absent or not voting: Daily, Ellerd, Fabrega, McBride, Miller, Ramirez.

Total 6

HB 504 - That HB 504, second reading copy, be amended as follows:

1. Page 1, line 24.

Following: "closure"

Insert: "or, if such job does not exist, compensation pay equal to that rate held by the employee 6 months prior to closure, consolidation, or centralization"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Thoft, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Curtiss, Devlin, Dozier, Jones, Phillips, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Wallin.

Total 14

Excused: Farris.

Total 1

Absent or not voting: Daily, Donaldson, Ellison, Harp, Nordtvedt, Ramirez, Ryan, Vinger, Waldron.

Total 9

Representative Zabrocki moved that HB 504, as amended, do pass.

Representative Ellerd made a substitute motion that HB 504, as amended, do not pass. Representative Ellerd made a substitute motion to all motions pending that consideration on HB 504 be passed for the day. The second substitute motion failed as follows:

Ayes: Asay, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Iverson, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 36

Noes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 57

Excused: Farris.

Total 1

Absent or not voting: Bardanouve, Bengtson, Ernst, Harp, Lory, Nilson.

Total 6

Representative Ellerd's do not pass motion on HB 504 failed as follows:

Ayes: Asay, Bertelsen, Compton, Donaldson, Ellerd, Eudaily, Fagg, Hannah, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Ramirez, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 27

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 72

Excused: Farris.

Total 1

Absent or not voting: None.

Total 0

That HB 504, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Compton, Devlin, Donaldson, Ellerd, Eudaily, Hannah, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 25

Excused: Farris.

Total 1

Absent or not voting: Nordtvedt.

Total 1

Representative Harper excused at this time.

HB 512 - That HB 512 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Asay, Bengtson, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Excused: Farris, Harper.

Total 2

Absent or not voting: O'Connell, Sands.

Total 2

HB 519 - That HB 519 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Seifert.

Total 1

Excused: Farris, Harper.

Total 2

Absent or not voting: Bachini, Daily, Harrington, Quilici.

Total 4

HB 522 - That HB 522 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Nordtvedt.

Total 1

Excused: Farris, Harper.

Total 2

Absent or not voting: Fagg, Harrington, Manuel, Vinger.

Total 4

HB 523 - That HB 523 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Bliss, Brand, Sales.

Total 3

Excused: Farris, Harper.

Total 2

Absent or not voting: J. Jensen, Menahan, Solberg.

Total 3

HB 574 - That HB 574 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand.

Total 1

Excused: Farris, Harper.

Total 2

Absent or not voting: Devlin, Ellerd, Ernst, Solberg, Underdal, Waldron.

Total 6

HB 576 - That HB 576 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Bachini, Brand, Hannah, Jones, Koehnke, Lybeck, Peck, Vinger.

Total 8

Excused: Farris, Harper.

Total 2

Absent or not voting: D. Brown, Donaldson, J. Jensen.

Total 3

HJR 11 - That HJR 11 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 80

Noes: Fagg, Hanson, Jones, Ryan, Sales, Seifert, Smith, Stobie, Swift, Wallin.

Total 10

Excused: Farris, Harper.

Total 2

Absent or not voting: Bliss, Donaldson, Dozier, Hannah, R. Jensen, Nordtvedt, Underdal, Yardley.

Total 8

HJR 15 - That HJR 15 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Farris, Harper.

Total 2

Absent or not voting: Bergene, Donaldson, Hannah, Harrington.

Total 4

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved the adoption of the committee report. Report adopted. (86-5)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/8/83

Signed by the Speaker at 4:37 p.m., 2/8/83: HB 82.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/8/83

HB 571, do pass. Report adopted.

HB 572, introduced bill, be amended as follows:

1. Page 2, line 10.

Following: "section"

Strike: "8"

Insert: "6 of House Bill 592"

2. Page 2, line 17.

Following: "section"

Strike: "8"

Insert: "6 of House Bill 592"

3. Page 8, line 20.

Following: "section"

Strike: "8"

Insert: "6 of House Bill 592"

And, as amended, do pass. Report adopted.

HB 578, introduced bill, be amended as follows:

1. Title, line 7.

Following: "BENEFITS;"

Insert: "TO INDICATE HOW EACH PROVIDER OF HEALTH CARE BENEFITS MAY SHOW UNDER WHAT JURISDICTION IT FALLS; TO ALLOW FOR EXAMINATIONS BY THE STATE IF THE PROVIDER OF HEALTH CARE BENEFITS IS UNABLE TO SHOW IT IS SUBJECT TO ANOTHER JURISDICTION;"

2. Page 2, line 14.

Following: "agency"

Insert: "of this state or a subdivision thereof or the federal government"

3. Page 2, line 16.

Following: "person"

Insert: "or entity"

4. Page 2, line 17.

Following: "person"

Insert: "or entity"

5. Page 2, line 18.

Following: "person"

Insert: "or entity"

6. Page 3, line 1.

Following: "and"

Insert: "that"

And, as amended, do pass. Report adopted.

HB 592, do pass. Report adopted.

FISH AND GAME (Nilson, Chairman):

2/8/83

HB 567, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/5/83

HB 357, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "for damages"

2. Page 2, line 1.

Following: "shall"

Strike: ";

(a) be made a party defendant to the action; and

(b)"

3. Page 3, line 10.

Strike: "for damages"

4. Page 4, line 10.

Strike: "for damages"

5. Page 4, line 20.

Strike: "or"

Insert: "(c) the employee compromised or settled the claim without the consent of the government entity employer; or"

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

HB 358, introduced bill, be amended as follows:

2/8/83

1. Title, line 7.

Following: "PLANS"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 1.

Following: line 21

Insert: "Section 3. Effective date. This act is effective July 1, 1984."

And, as amended, do pass. Report adopted.

HB 483, do pass. Report adopted.

HB 546, introduced bill, be amended as follows:

1. Page 2, line 16.

Following: "its"

Strike: "design"

Insert: "maximum"

Following: "capacity of"

Strike: "545"

Insert: "760"

2. Page 2, line 22.

Following: "parole"

Strike: "180"

Insert: "120"

3. Page 2.

Following: line 23

Insert: "(4) Regardless of length of sentence, if the conditions of parole eligibility are met within the initial 12 months of incarceration at Montana State Prison, the provisions of subsection (3) do not apply.

Section 2. Termination date. The provisions enacted in (3) and (4) of section 1 of this act terminate on July 1, 1985.

Section 3. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/8/83

HB 406, do pass. Report adopted.

HB 454, do pass. Report adopted.

HB 455, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/7/83

HB 200, introduced bill, be amended as follows:

1. Title, line 11.

Following: "ENVIRONMENT;"

Insert: "PROVIDING FOR FUNDING OF HAZARDOUS WASTE PROGRAMS;"

2. Title, line 12.

Strike: "SECTION"

Insert: "SECTIONS 15-38-202 AND"

3. Page 7, line 12.

Strike: "and"

Insert: "or"

4. Page 7, line 22.

Strike: "provide"

Insert: "assure"

5. Page 9.

Following: line 12

Insert: "Section 6. Section 15-38-202, MCA, is amended to read:

"15-38-202. Investment of resource indemnity trust account — expenditure — minimum balance. (1) All moneys paid into the resource indemnity trust account shall be invested at the discretion of the board of investments. All the net earnings accruing to the resource indemnity trust account shall annually be added thereto until it has reached the sum of \$10 million. Thereafter, only the net earnings may be appropriated and expended until the account reaches \$100 million. Thereafter, all net earnings and all receipts shall be appropriated by the legislature and expended, provided that the balance in the account may never be less than \$100 million.

(2) Beginning in fiscal year 1982, provided the amount in the resource trust account is greater than \$10 million, 30% of the interest income of the resource indemnity trust account must be allocated to the water development earmarked account created by 85-1-604.

(3) Beginning in fiscal year 1986, 6% of the interest income of the resource indemnity trust account must be allocated to the department of health and environmental sciences to be used to implement the Montana Hazardous Waste Act and the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980 in accordance with [sections 1 through 4]. Any funds remaining unexpended at the end of each fiscal year will revert to the resource indemnity trust interest account."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 615, introduced bill, be amended as follows:

1. Title, line 9.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 5.

Following: line 23

Insert: "NEW SECTION. Section 2. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 615

A statement of intent is required for this bill because it grants rulemaking authority to the Board of Land Commissioners for the issuance

of waivers of civil penalties for minor violations of the Strip and Underground Mine Siting Act.

Section 1 of the bill allows the Board to adopt rules concerning the issuance of waivers for civil penalties if the underlying violation does not pose potential harm to public health, public safety, or the environment or impair administration of the Act. It is the legislature's intent that the Board's rules prescribe specific criteria that will be used by the Department of State Lands in determining whether or not a violation poses potential harm to the public health, public safety, or the environment or threatens to impair the administration of the Siting Act. The rules must also establish a procedure for the issuance of waivers which must include a requirement that the Department of State Lands give notice of the violation and waiver to the permittee and place such notice in the permittee's file kept by the department.

HB 616, introduced bill, be amended as follows:

1. Page 2, line 2.

Following: "to pay"

Insert: "initial"

2. Page 2, line 5.

Following: "rate"

Insert: "on the date due"

3. Page 2.

Following: line 8

Insert: "(3) Following initial payment of royalties, if the operator under an oil and gas lease fails to pay oil or gas royalties to the royalty owner or his assignee within 90 days following the time for such payments as prescribed under the terms of the lease, the unpaid royalties thereafter bear interest at a rate that is 2% above the prime lending rate on the date due until paid. The operator may remit semiannually to a person entitled to royalties the aggregate of 6 months' royalties whenever the aggregate amount is less than \$50."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

Adverse Committee Reports

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/8/83

HB 563, do not pass.

FISH AND GAME (Nilson, Chairman):

2/8/83

HB 463, do not pass.

HB 564, do not pass.

JUDICIARY (D. Brown, Chairman):

2/8/83

HB 583, do not pass.

HB 516, introduced bill, be amended as follows:

1. Title.

Following: line 5

Strike: "DECLINED PROSECUTIONS OR"

Insert: "SEARCH AND SEIZURE"

2. Page 1, line 15.

Following: "declined"

Insert: "due to the applicability of the exclusionary rule in search and seizure cases"

3. Page 1, line 16.

Following: "was"

Insert: "successfully"

4. Page 1, line 17.

Following: "evidence"

Insert: "in search and seizure cases"

5. Page 1, line 24.

Following: "for"

Insert: "successfully"

6. Page 2, line 2.

Following: "to the"

Insert: "successful"

And, as amended, do not pass.

HB 189 - Representatives Bengtson, Pistoria, Bertelsen, Holliday, Roush, Neuman, Sales, Switzer, Wallin, Vinger, Donaldson, Ream, Ernst, Asay, Manuel, Ryan, Stobie, Curtiss, Iverson, and D. Brown objected to the adverse committee report on HB 189, and requested that the bill be printed and placed on second reading. 2/8/83

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HJR 15 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connolly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Farris, Harper.

Total 2

Absent or not voting: Quilici.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HJR 16 - That HJR 16 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Bardanouve, Neuman, Yardley.

Total 3

Excused: Farris, Harper.

Total 2

Absent or not voting: Dozier, Hannah, Kadas, O'Connell, Vinger.

Total 5

SB 81 - That SB 81 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hemstad.

Total 1

Excused: Farris, Harper.

Total 2

Absent or not voting: Dozier, Hannah, Kadas, Vinger.

Total 4

HB 182 - That HB 182 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Bliss, Brand.

Total 2

Excused: Farris, Harper.

Total 2

Absent or not voting: Fabrega, Hansen, Nordtvedt, Vinger.

Total 4

HB 266 - That HB 266 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Farris, Harper.

Total 2

Absent or not voting: Bertelsen, Fabrega, McCormick, Marks, Nordtvedt, Vinger.

Total 6

HB 299 - That HB 299 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Curtiss, Devlin, Hannah, Marks, Seifert, Swift, Switzer, Thoft, Vinger, Wallin.

Total 10

Excused: Farris, Harper.

Total 2

Absent or not voting: Bertelsen, McCormick.

Total 2

HB 313 - That HB 313 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Shontz.

Total 1

Excused: Farris, Harper.

Total 2

Absent or not voting: Fabrega, Hart.

Total 2

HB 428 - That HB 428 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Farris, Harper.

Total 2

Absent or not voting: Holliday, Kadas.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved the adoption of the committee report. Report adopted. (93-1)

MOTIONS

Representative Harper present at this time.

Representative Zabrocki moved that his vote on HB 504, do pass, be recorded as yes. Motion carried.

Representative Vincent moved that the House adjourn until 2:30 p.m., February 9, 1983.

Motion carried.

House adjourned at 6:32 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-THIRD LEGISLATIVE DAY

Helena, Montana
February 9, 1983

House Chambers
State Capitol

House convened at 2:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Bengtson, Holliday, Lybeck, Roush, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the thirtieth and thirty-first legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/8/83
Correctly printed: HB 630.
Considered correctly engrossed: HB 422.

BILLS (J. Brown, Vice-Chairman): 2/9/83
Correctly printed: HB 189, HB 200, HB 357, HB 358, HB 406, HB 454, HB 455, HB 483, HB 546, HB 567, HB 571, HB 572, HB 578, HB 592, HB 615, HB 616.
Delivered to the Governor for his approval at 11:12 a.m., 2/9/83: HB 82.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 2/9/83
HJR 17, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/8/83
HB 9, introduced bill, be amended as follows:

1. Page 2, line 16.
Following: "~~apportion~~"
Strike: "~~divide~~"
Insert: "distribute three-fourths of"
2. Page 2.
Strike: line 19 in its entirety
3. Page 2, line 21.
Following: "~~and~~"
Strike: "~~the other portion~~"
Insert: "~~one-fourth of the available state construction funds for the federal-aid primary system~~"

And, as amended, do pass. Report adopted.

HB 542, introduced bill, be amended as follows:

1. Title, line 5.
Following: "~~THAT~~"
Strike: "~~QUALIFY FOR REGISTRATION~~"
Insert: "~~ARE REGISTERED~~"
2. Page 2, line 7.
Following: "~~motorcycle~~"
Strike: remainder of line 7
Insert: "~~is registered~~"

3. Page 3, lines 11 and 12.

Following: "motorcycle"

Strike: remainder of line 11 through "registration" on line 12

Insert: "is registered"

4. Page 4.

Following: line 24

Strike: "qualifies" through "registration" on line 25

Insert: "is registered"

And, as amended, do pass. Report adopted.

HB 560, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/9/83

HB 507, do pass. Report adopted.

HB 619, do pass. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

2/9/83

HB 494, do not pass.

HB 586, do not pass.

LOCAL GOVERNMENT (McBride, Chairman):

2/8/83

HB 551, do not pass.

HB 516 - Representatives Addy, Darko, Schye, Saunders, J. Jensen, Daily, Spaeth, Ream, Veleber, Kennerly, Zabrocki, Driscoll, McBride, D. Brown, J. Brown, J. Hammond, Dozier, McCormick, Pavlovich, and Hand objected to the adverse committee report on HB 516, and requested that the bill be printed and placed on second reading. 2/8/83

HB 563 - Representatives Pavlovich, Bachini, Nisbet, Addy, Hart, Ellerd, Howe, Driscoll, Harrington, O'Connell, Jacobsen, D. Brown, Daily, Quilici, Abrams, Dozier, Kadas, Holliday, Ellison, and Menahan objected to the adverse committee report on HB 563, and requested that the bill be printed and placed on second reading. 2/8/83

HB 367 - Representative McBride moved that the adverse committee report on HB 367 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hand, Hannah, Hanson, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Kennerly, Kitselman, Koehnke, Lory, McCormick, Manuel, Menahan, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 67

Noes: Bergene, Brand, Daily, Darko, Donaldson, Hansen, Harp, Harper, Iverson, Jones, Kadas, Keenan, Keyser, McBride, Marks, Metcalf, Miller, Nilson, Ramirez, Schultz, Vincent, Waldron, Winslow, Mr. Speaker.

Total 24

Excused: Bengtson, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Fabrega, Fagg, Farris, Quilici, Shontz.

Total 5

MESSAGES FROM THE OTHER HOUSE

House bill concurred in and returned to the House: 2/8/83

HB 116, introduced by Devlin

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 2/8/83

HB 91, introduced by Mueller, Schultz, Swift, et al.

House bills not concurred in and returned to the House: 2/8/83

HB 245, introduced by J. Jensen, Bergene

HB 246, introduced by Mueller, Thoft, Nilson, et al.

Senate bills passed and transmitted to the House for concurrence: 2/8/83

SB 137, introduced by Himsl, Blaylock, Hazelbaker

SB 148, introduced by Himsl, Blaylock

SB 162, introduced by Mazurek

SB 184, introduced by Mazurek

SB 185, introduced by Galt, Holliday

SB 186, introduced by Elliott

SB 194, introduced by Aklestad, Roush

SB 201, introduced by Turnage, Hazelbaker, B. Brown

SB 220, introduced by Daniels

SB 236, introduced by Crippen

SB 249, introduced by Towe, Fabrega

SB 268, introduced by R. Manning

SB 280, introduced by Fuller, Lybeck, et al.

MOTIONS

Representative McBride moved that consideration on HB 268, second reading this day, be passed until the 35th legislative day. Motion carried.

Representative Vincent moved that consideration on SB 48, SB 63, SB 82, and SB 183, second reading this day, be passed until the 46th legislative day. Motion carried.

**FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS**

The following House bills were introduced, read first time, and referred to committees:

HB 393, introduced by Switzer. Referred to Committee on Taxation.

HB 694, introduced by Yardley, Williams, Brand, Quilici, Connelly, Dover, Menahan, Kadas, D. Brown, Harrington, Story, Daily, Kennerly, Keenan, Hager, Pavlovich, O'Connell, Driscoll, Metcalf, Lynch, Stimatz, Eck, Thomas, Vincent. Referred to Committee on Appropriations.

HB 695, introduced by Kadas, Eck, Mohar, Schye, J. Jensen, Harrington, Hart, Keenan, McBride. Referred to Committee on Business and Industry.

HB 696, introduced by Fagg. Referred to Committee on Business and Industry.

HB 697, introduced by Daily, Quilici, Harrington, McBride, Pavlovich, D. Brown, Lynch, Stimatz, Jacobson. Referred to Committee on Taxation.

HB 698, introduced by Stobie, Smith, Jones, Underdal, Ryan, Ellison, Wallin, Quilici, Marks, Waldron, Hand, Fagg, Peck, Bachini, Menahan, Brand, Darko, Manuel, Iverson, Schultz, Keyser, Winslow, Hanson, Bliss, Devlin, Harp, Solberg, Vinger, Addy, Kitselman, Abrams, Switzer, McCallum, Donaldson, Roush, Zabrocki, Elliott, Norman, Lynch, Thomas, Jacobsen, Thoft. Referred to Committee on Highways and Transportation.

HB 699, introduced by Winslow, (By Request of the Department of Commerce Board of Dentistry). Referred to Committee on Human Services.

HB 701, introduced by Fagg, Menahan. Referred to Committee on Business and Industry.

HB 702, introduced by Yardley. Referred to Committee on Taxation.

HB 703, introduced by Saunders, Addy, Spaeth, J. Jensen. Referred to Committee on Highways and Transportation.

The following Senate bills were introduced, read first time, and referred to committees:

SB 137, introduced by Himsl, Blaylock, Hazelbaker, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 148, introduced by Himsl, Blaylock, (By Request of the Legislative Audit Committee). Referred to Committee on Natural Resources.

SB 162, introduced by Mazurek. Referred to Committee on Local Government.

SB 184, introduced by Mazurek, (By Request of the State Auditor). Referred to House Select Committee on Economic Development.

SB 185, introduced by Galt, Holliday. Referred to Committee on Taxation.

SB 186, introduced by Elliott, (By Request of the Coal Tax Oversight Subcommittee). Referred to Committee on Taxation.

SB 194, introduced by Aklestad, Roush. Referred to Committee on Judiciary.

SB 201, introduced by Turnage, Hazelbaker, B. Brown. Referred to Committee on Judiciary.

SB 220, introduced by Daniels, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

SB 236, introduced by Crippen. Referred to Committee on Judiciary.

SB 249, introduced by Towe, Fabrega. Referred to Committee on Business and Industry.

SB 268, introduced by R. Manning, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.

SB 280, introduced by Fuller, Lybeck, R. Jensen. Referred to Committee on Agriculture, Livestock and Irrigation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Bengtson present at this time.

HB 196 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bergene, Curtiss, Daily, Ellerd, Hannah, Hanson, Harp, Hemstad, Jacobsen, Miller, Mueller, Nisbet, Nordtvedt, Sales, Sands, Seifert, Shontz, Vinger.

Total 18

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: Bachini, Swift.

Total 2

HB 263 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bliss, Hanson, Phillips, Seifert, Shontz.

Total 5

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 295 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, Compton, Daily, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Waldron, Williams, Winslow, Zabrocki.

Total 61

Noes: Bachini, Bertelsen, J. Brown, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Hammond, Hand, Hannah, Hart, J. Jensen,

Kadas, Kennerly, Keyser, Menahan, Metcalf, Mueller, Neuman, Nilson, Peck, Phillips, Ramirez, Sales, Sands, Seifert, Swift, Thoft, Veleber, Vinger, Wallin, Yardley, Mr. Speaker.

Total 36

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 300 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bliss, Sales, Stobie, Underdal, Wallin.

Total 5

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 355 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: Hammond.

Total 1

HB 399 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Asay, Harper, Koehnke, McBride.

Total 4

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: Daily.

Total 1

HB 434 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Hanson.

Total 1

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 461 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: O'Connell.

Total 1

HB 465 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: D. Brown, Dozier, Driscoll, McBride, Schye.

Total 5

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 466 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 480 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Driscoll, Harp.

Total 2

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 492 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Ellerd, Harp, Sales.

Total 3

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: O'Connell.

Total 1

HB 502 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Peck.

Total 1

Excused: Holliday, Lybeck, Roush.

Total 3

Absent or not voting: Hansen.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Harp in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Fagg excused at this time.

HB 84 - That HB 84 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Bergene, Dozier, Ellerd, Hannah, Keenan, Menahan, Nordtvedt, Thoft, Winslow.

Total 9

HB 318 - Representative Neuman moved that HB 318 be placed below HB 319. Motion carried.

HB 319 - That HB 319 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Bergene, D. Brown, Harrington, Menahan, Pavlovich, Quilici.

Total 6

Representative Waldron excused at this time.

HB 318 - Representative Manuel moved that HB 318 do pass. Representative Neuman made a substitute motion that HB 318, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "LEVY A TAX"

Insert: "ASSESS A FEE"

2. Title, line 6.

Following: "ACTIVITIES"

Strike: remainder of line 6 through "EMERGENCIES" on line 7

3. Page 2, line 2.

Following: "law"

Strike: remainder of line 2 through "activities" on line 3

Insert: ", levy a fee not to exceed \$25 on improvements to real property"

4. Page 2, line 6.

Strike: "countywide"

5. Page 2, line 7.

Strike: "its"

Insert: "their"

6. Page 2, line 8.

Strike: "fund fire emergencies"

Insert: "raise such needed sum"

7. Page 2.

Strike: line 9 through "(2)" on line 10

Insert: "\$15,000"

Representative Devlin moved that HB 318 be placed below HB 524.
Motion failed. (33-51)

Representative Neuman's amendments failed as follows:

Ayes: Addy, Bardanouve, Bertelsen, Bliss, Compton, Connelly, Daily, Donaldson, Ellison, Eudaily, Fabrega, Farris, Hanson, Harp, Iverson, J. Jensen, Keenan, Kemmis, Keyser, Koehnke, McBride, Marks, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Quilici, Ramirez, Ream, Saunders, Seifert, Shontz, Smith, Stobie, Swift, Thoft, Underdal.
Total 38

Noes: Abrams, Asay, Bachini, Bengtson, Brand, D. Brown, J. Brown, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ernst, Hammond, Hand, Hannah, Harper, Hart, Hemstad, Howe, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Kitselman, Lory, McCormick, Manuel, Metcalf, Miller,

O'Connell, Peck, Pistoria, Ryan, Sands, Schultz, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 46

Excused: Fagg, Holliday, Lybeck, Roush, Waldron.

Total 5

Absent or not voting: Bergene, Darko, Hansen, Harrington, Menahan, Mueller, Nordtvedt, Sales, Schye, Williams, Winslow.

Total 11

Representative Waldron present at this time.

Representative Devlin moved that consideration on HB 318 be passed for the day. Motion failed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Iverson, Kemmis, Keyser, Kitselman, Koehnke, Lory, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Ryan, Sands, Seifert, Smith, Stobie, Switzer, Underdal, Vinger, Wallin, Zabrocki.

Total 36

Noes: Addy, Bardanouve, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Schultz, Schye, Shontz, Solberg, Swift, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley.

Total 54

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Hansen, Harper, Ream, Sales, Saunders, Spaeth.

Total 6

Representative Ellison moved that HB 318 do not pass. Representative Devlin made a substitute motion that HB 318 be placed below SB 160. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 85

Noes: Farris, O'Connell, Pistoria.

Total 3

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Bardanouve, Donaldson, Kennerly, Metcalf, Nordtvedt, Stobie, Wallin, Yardley.

Total 8

HB 320 - That HB 320 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Swift.

Total 1

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Devlin, Keyser, Marks, Sales, Seifert, Shontz.

Total 6

HB 437 - That HB 437 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 89

Noes: Bachini, Brand, Farris, Peck.

Total 4

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Marks, Nilson, Zabrocki.

Total 3

HB 444 - That HB 444 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg,

Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 85

Noes: Bachini, Hammond, Jacobsen, Peck, Ream.

Total 5

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Brand, Devlin, Kadas, Nordtvedt, Underdal, Zabrocki.

Total 6

HB 486 - That HB 486 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Brand, Fabrega, Stobie, Underdal.

Total 4

HB 488 - That HB 488 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Fagg, Holliday, Lybeck, Roush.

Total 4

Absent or not voting: Brand, Devlin, Fabrega, Farris, Harrington, Menahan, Nordtvedt, Sales, Solberg, Stobie, Underdal, Yardley.

Total 12

Representative Lybeck present at this time.

HB 524 - That HB 524 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Ellerd, Hemstad, Sales, Vinger.

Total 4

Excused: Fagg, Holliday, Roush.

Total 3

Absent or not voting: Brand, Dozier, Fabrega, Harrington, Marks, Manuel, Nordtvedt, Stobie, Underdal.

Total 9

Representatives Holliday and Roush present at this time.

HB 528 - That HB 528 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Fagg.

Total 1

Absent or not voting: Brand, Compton, Harrington, Kemmis, Nordtvedt, Schultz.

Total 6

Representative Lybeck excused at this time.

HB 539 - That HB 539 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Peck, Switzer.

Total 2

Excused: Lybeck, Fagg.

Total 2

Absent or not voting: Brand, Fabrega, Nordtvedt, Pistoria.

Total 4

Representatives Fagg and Lybeck present at this time.

HB 545 - That HB 545 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Hannah, Nordtvedt, Sales.

Total 3

Excused: None.

Total 0

Absent or not voting: Compton.

Total 1

HB 556 - That HB 556 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McCormick, Marks, Manuel, Nilson, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 64

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, Connelly, Donaldson, Eudaily, Farris, Hand, Hannah, Harper, Iverson, J. Jensen, Kemmis, Kitselman, Koehnke, McBride, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Saunders, Swift, Thoft, Vincent, Williams, Winslow.

Total 35

Excused: None.

Total 0

Absent or not voting: Menahan.

Total 1

HB 557 - That HB 557 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Hansen, Kadas.

Total 2

Excused: None.

Total 0

Absent or not voting: Bardanouve, Hannah, Harrington, Seifert.

Total 4

Representative Fagg excused at this time.

HB 559 - That HB 559 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hansen.

Total 1

Excused: Fagg.

Total 1

Absent or not voting: Bardanouve, Brand, Donaldson, Ellerd, Sands.

Total 5

Representative Pavlovich in the Chair.

Representative Fagg present at this time.

HB 629 - That HB 629 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Brand, Harrington, Switzer.

Total 4

SB 10 - That SB 10 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 96

Noes: Hart.

Total 1

Excused: None.

Total 0

Absent or not voting: Bardanouve, Brand, Winslow.

Total 3

Representative Harp in the Chair.

SB 160 - That SB 160 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales,

Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Hannah, Stobie, Swift, Switzer.

Total 4

Excused: None.

Total 0

Absent or not voting: Abrams, Bertelsen.

Total 2

HB 318 - Representative Neuman moved that consideration on HB 318 be passed for the day. Motion carried.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Harp moved that the committee of the whole report be deemed read. Motion carried. Chairman Harp moved the adoption of the committee report. Report adopted. (96-0)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 2/9/83

Correctly printed: HB 507, HB 563, HB 619, HJR 17.

Considered correctly engrossed: HB 299, HB 313, HB 428, HB 512,

HB 519, HB 522, HB 523, HB 574, HB 576, HJR 11, HJR 16.

Correctly engrossed: HB 345, HB 504.

BILLS (Menahan, Chairman): 2/9/83

Correctly printed: HB 560.

Considered correctly engrossed: HB 182, HB 266.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 2/9/83

HB 349, introduced bill, be amended as follows:

1. Page 2.

Following: line 7

Strike: lines 8 and 9 in their entirety

And, as amended, do pass. Report adopted.

HB 509, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman): 2/8/83

HB 277, introduced bill, be amended as follows:

1. Pages 1 through 3.

Strike: everything following the enacting clause

Insert: "Section 1. Section 39-71-401, MCA, is amended to read:

"39-71-401. Employments covered and employments exempted. (1) Except as provided in subsection (2) of this section, the Workers' Compensation Act applies to all employers as defined in 39-71-117 and to all employees as defined in 39-71-118. An employer who has any employee in service under any appointment or contract of hire, expressed or implied, oral or written, shall elect to be bound by the provisions of compensation plan No. 1, 2, or 3. Every employee whose employer is bound by the Workers' Compensation Act is subject to and bound by the compensation plan that has been elected by the employer.

(2) Unless the employer elects coverage for these employments under this chapter and an insurer allows such an election, the Workers' Compensation Act does not apply to any of the following employments:

- (a) household and domestic employment;
- (b) casual employment as defined in 39-71-116(3);
- (c) employment of members of an employer's family dwelling in the employer's household;
- (d) employment of sole proprietors or working members of a partnership other than those who consider themselves or hold themselves out as independent contractors;
- (e) employment for which a rule of liability for injury, occupational disease, or death is provided under the laws of the United States;
- (f) any person performing services in return for aid or sustenance only;
- (g) employment with any railroad engaged in interstate commerce, except that railroad construction work shall be included in and subject to the provisions of this chapter.

(3) A sole proprietor or working member of a partnership who holds himself out or considers himself an independent contractor must elect to be bound personally and individually by the provisions of compensation plan No. 1, 2, or 3, but he may apply to the division for an exemption from the Workers' Compensation Act for himself. The application must be made in accordance with the rules adopted by the division. The division may deny the application only if it determines that the applicant is not an independent contractor. When an application is approved by the division, it is conclusive as to the status of an independent contractor and precludes the applicant from obtaining benefits under this chapter."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 277

Under the law in effect prior to the enactment of this act, independent contractors were exempt from coverage under the Workers' Compensation laws. Many times, the determination of whether a worker is an independent contractor is made after a worker, for whom no contributions have been made, is injured and files a claim. This act provides a method for a before-the-fact determination of the independent contractor status. The act is not intended to make independent contractors subject to the Workers' Compensation Act but requires that they apply for that status to be exempt.

This bill authorizes the Division of Workers' Compensation of the Department of Labor and Industry to adopt rules to implement this act. It is the intent of the Legislature that the Division will provide an application form and provide for a hearing if the applicant disagrees with the Division's initial determination. Any substantive rules adopted pursuant to this act must be consistent with the statutory definition of "independent contractor".

HB 59, introduced bill, be amended as follows:

1. Page 1.
Following: line 2
Insert: "BY REQUEST OF THE ADMINISTRATIVE CODE COMMITTEE"
2. Title, line 5.
Following: "ADOPTED"
Insert: "BY CERTAIN AGENCIES"
3. Page 1, lines 14 and 15.
Following: "adopted" on line 14
Strike: "under" through "Act" on line 15
Following: "1975" on line 15
Insert: ", by agencies subject to the provisions of the Montana Administrative Procedure Act"
4. Page 2, line 1.
Following: "by"
Strike: " " through "j"
Insert: "Senate Bill No. 33"
5. Page 2, line 2.
Following: "by"
Strike: " " through "j"
Insert: "Senate Bill No. 33"

And, as amended, do pass. Report adopted.

HB 547, introduced bill, be amended as follows:

1. Title, lines 4 and 5.
Strike: "MAKING" on line 4 through "THE" on line 5
Insert: "PROVIDING THAT THE REGISTRATION OF AN ELECTOR IS COMPLETE UPON RECEIPT BY THE"
2. Title, lines 6 and 7.
Strike: "TO" on line 6 through "RECEIPT" on line 7
Following: "A" on line 7
Insert: "PROPERLY COMPLETED"
3. Page 2, lines 2 and 3.
Strike: "Registration" on line 2
Insert: "Upon receipt by the election administrator of a properly completed registration card, the registration"
Following: "is" on line 2
Strike: "not"
Following: "complete" on line 2
Strike: "until" through "The" on line 3
Insert: ", and the"
4. Page 2, lines 4 and 5.
Following: "a" on line 4
Insert: "registration"
Following: "number" on line 4
Strike: "within" through "card" on line 5

And, as amended, do pass. Report adopted.

SB 45, third reading copy, be amended as follows:

1. Page 4, lines 5 through 9.

Following: “(a)” on line 5

Strike: “review” through “statute” on line 9

Insert: “request and obtain an agency’s rulemaking records for the purpose of reviewing compliance with 2-4-305”

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

2/9/83

HB 555, introduced bill, be amended as follows:

1. Title, line 6.

Following: “ASSISTANCE TO”

Strike: “STATE AND”

2. Page 3.

Following: “remit” on line 2

Strike: remainder of line 2 through “court judges” on line 11

Insert: “90% of the funds collected pursuant to (Section 4) during the preceding quarter to the state treasurer for deposit in the criminal justice assistance fund. A local government may retain 10% of funds collected under (Section 4) and (a) deposit one-half in the local general fund and (b) deposit one-half in a special fund”

And, as amended, do not pass.

HB 463 - Representative Nilson moved that the adverse committee report on HB 463 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Roush, Ryan, Sands, Schultz, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Bachini, Bengtson, Bergene, Brand, D. Brown, Connelly, Daily, Fabrega, Farris, Hand, Hemstad, Jacobsen, Kitselman, Manuel, Menahan, Miller, Nordtvedt, O’Connell, Pavlovich, Pistoria, Quilici, Ramirez, Sales, Saunders, Schye, Shontz, Thoft.

Total 27

Excused: None.

Total 0

Absent or not voting: Ellerd, Solberg, Winslow.

Total 3

HB 564 - Representative Nilson moved that the adverse committee report on HB 564 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Asay, Devlin, Jacobsen, R. Jensen, O'Connell, Pistoria, Schultz, Stobie, Vinger, Winslow.
Total 10

Excused: None.
Total 0

Absent or not voting: Ellerd, Solberg.
Total 2

HB 583 - Representative D. Brown moved that the adverse committee report on HB 583 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: Bliss, Brand, Daily, Hemstad, Pistoria, Swift, Thoft.
Total 7

Excused: None.
Total 0

Absent or not voting: Ellerd, Solberg.
Total 2

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on SJR 1
Report No. 1, February 9, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SJR 1, met January 31, February 1, February 2, and February 9, 1983, and considered the amendments of the following committees:

House Committee on Rules (1/20/83)

House Committee of the Whole amendments to the House Rules Committee amendments (1/24/83)

House Committee of the Whole amendment to the Committee of the Whole amendments, 4:10 p.m. (1/24/83)

We recommend that:

The Senate accede to House Rules Committee amendments 1, 3, 4, 6, 7, 8, 10, 11, 12.

The House recede from House Rules Committee amendment 2.

The House recede from House Rules Committee amendment 9.

The House recede from Committee of the Whole amendments to committee amendment 1.

The Senate accede to Committee of the Whole amendment to committee amendment 2.

The House recede from House Committee of the Whole amendment 3.

The Senate accede to Committee of the Whole amendment to the Committee of the Whole amendments.

The reference copy of SJR 1 and House Rules Committee amendment 5 be amended to read as specified in the clerical instructions.

The free joint conference committee report on SJR 1 be adopted.

Clerical Instructions:

1. Page 21, lines 5 through 9.

Strike: lines 5 through 9 in their entirety

2. Page 38, line 22.

Strike: "40TH"

Insert: "50th"

3. Page 39, line 1.

Strike: "40TH"

Insert: "50th"

4. Page 39, line 1.

Following: "DAY."

Insert: "House amendments to such bills shall be transmitted by the House to the Senate on or before the 70th day unless two-thirds of the members present and voting in the Senate determine that such an amendment may be transmitted after the 70th day."

5. Page 39, line 12 through line 5, page 40.

Strike: all of the material in its entirety

For the House:

Vincent, Chairman
Yardley
Ramirez

For the Senate:

Turnage, Chairman
Blaylock
Aklestad

ANNOUNCEMENTS

The Speaker announced that Saturday, February 12, at 5:00 p.m. is the deadline for bill drafting requests for committee bills and resolutions.

The Assistant Chief Clerk announced that there will be an open house at the original governor's mansion this evening, February 9, from 7:00 to 10:00 p.m. All legislators are invited.

Representative Vincent moved that the House adjourn until 2:30 p.m., February 10, 1983.

Motion carried.

House adjourned at 6:00 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-FOURTH LEGISLATIVE DAY

Helena, Montana
February 10, 1983

House Chambers
State Capitol

House convened at 2:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fabrega, Jones, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-second legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/10/83
Correctly printed: HB 9, HB 59, HB 277, HB 349, HB 509, HB 516, HB 542, HB 547.
Considered correctly engrossed: HB 84, HB 319, HB 320, HB 437, HB 444, HB 486, HB 524, HB 528, HB 539, HB 545, HB 556, HB 559, HB 629.
Correctly enrolled: HB 63.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 2/10/83
HB 290, introduced bill, be amended as follows:

1. Title, line 7.
Following: line 6
Insert: "PROVIDING FOR AN ANNUAL LICENSE FEE,"

2. Title, line 7.
Following: "AMENDING"
Strike: "SECTION"
Insert: "SECTIONS"
Following: "15-70-201"
Insert: "AND 15-70-202"

3. Page 3, line 8.
Following: "state"
Insert: "and chooses to become licensed as a gasoline distributor"

4. Page 4, line 14.
Following: line 13
Insert: "Section 2. Section 15-70-202, MCA, is amended to read:

"15-70-202. License, fee, and security of gasoline distributors. (1) All gasoline distributors, prior to the commencement of doing business, shall file an application for a license with the department of revenue on forms prescribed and furnished by the department setting forth the information as may be requested by the department. Each distributor shall at the same time file security with the department in an amount to be determined by the department. However, the required amount of security may not exceed twice the estimated amount of gasoline taxes the distributor will pay to this state each month. Upon approval of the application, the department shall issue to the distributor a nonassignable license which shall continue in force until surrendered or canceled.

(2) Each distributor who delivers gasoline to any person other than another distributor shall pay a license fee of \$200 and upon renewal of the license shall pay an annual fee of \$200.

~~(2)~~(3) "Security" means:

(a) a bond executed by a distributor as principal with a corporate surety qualified under the laws of Montana, payable to the state of Montana, and conditioned upon faithful performance of all requirements of this part, including the payment of all taxes and penalties; or

(b) a deposit made by the distributor with the department, under such conditions as the department may prescribe, of certificates of deposit or irrevocable letters of credit issued by a bank and insured by the federal deposit insurance corporation."''

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 627, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/9/83

HJR 8, introduced bill, be amended as follows:

1. Page 1, line 18.

Strike: "of 100,000 at least 40 times"

2. Page 1, line 19.

Strike: "22 times"

And, as amended, do pass. Report adopted.

HB 322, introduced bill, be amended as follows:

1. Page 3, line 3.

Following: "services."

Insert: "However:

(a) if a tax has been levied county-wide by a county governing body for emergency medical services, no city or town within the county may levy such a tax; and

(b) if a tax has been levied by the governing body of a city or town for emergency medical services, the county governing body may levy a tax for such purposes only in the county area lying outside of the city or town levying such a tax."

And, as amended, do pass. Report adopted.

HB 337, introduced bill, be amended as follows:

1. Page 3, line 6.

Following: "consecutive"

Insert: "5-year"

2. Page 4, line 11.

Following: "board."

Insert: "However, no applicant may receive a registered pharmacist's license until he has complied with the internship requirements established by the board."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 337

A Statement of Intent is required on House Bill 337 because sections 2 and 3 delegate to the Board of Pharmacists power to approve accredited pharmacy degree programs for qualifications for appointment for licensed members on the Board and for qualifications to be entitled for examination as a pharmacist. It is intended that the Board will approve those standards which are at least equivalent to the minimum standards required by the American Council on Pharmaceutical Education. The American Council on Pharmaceutical Education operates as an independent organization, but is recognized by the United States Commissioner of Education, the Department of Health and Human Services, and the Council on Postsecondary Accreditation.

HB 361, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "STATE"

2. Title, line 6.

Following: "DOORS"

Insert: "TO PATIENT ROOMS"

Following: "BE"

Insert: "INSTALLED OR"

3. Page 1, line 17.

Following: "of"

Strike: "the state"

Insert: "a"

Following: "requiring"

Insert: "the installation or"

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/10/83

HB 471, introduced bill, be amended as follows:

1. Page 1, line 20.

Strike: "shall"

Insert: "may in its discretion"

And, as amended, do pass. Report adopted.

HB 577, do pass. Report adopted.

HB 584, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "facility"

Strike: ", a county jail, or a city jail"

2. Page 1, line 19.

Following: "of"

Strike: line 19 through "person" on line 20

Insert: "another deliberate homicide"

3. Page 2.

Following: line 7

Strike: subsections (7) and (8) in their entirety

Renumber: subsequent subsections

4. Page 3.

Following: line 9

Strike: subsections (15) and (16) in their entirety

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

HB 628, do pass. Report adopted.

Adverse Committee Reports

HB 551 - Representative McBride moved that the adverse committee report on HB 551 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Eller, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 84

Noes: D. Brown, Driscoll, J. Jensen, Pistoria, Veleber.

Total 5

Excused: Fabrega, Jones.

Total 2

Absent or not voting: Bergene, Bertelsen, Hansen, Hemstad, Iverson, Lybeck, Sales, Stobie, Zabrocki.

Total 9

HB 494 - Representative D. Brown moved that the adverse committee report on HB 494 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Hannah, J. Jensen, Kitselman, Pistoria, Thoft, Vinger, Winslow.

Total 7

Excused: Fabrega, Jones.

Total 2

Absent or not voting: Eller, Hansen, Hemstad, Lybeck, Sales.

Total 5

HB 586 - Representative D. Brown moved that the adverse committee report on HB 586 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bliss, Curtiss, Ellerd, Hannah, Keyser, Kitselman, Phillips, Pistoria, Schultz, Stobie, Swift, Thoft, Vinger, Winslow.

Total 14

Excused: Fabrega, Jones.

Total 2

Absent or not voting: Hemstad, Lybeck, Sales, Spaeth.

Total 4

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 9, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 111.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 2/9/83, requested the return of the following House bill for further consideration:

HB 245, introduced by Addy, J. Jensen, Bergene

House bills concurred in and returned to the House:

2/9/83

HB 56, introduced by Pavlovich

HB 72, introduced by Abrams

HB 98, introduced by Yardley

HB 132, introduced by Williams

HB 236, introduced by Dozier

Senate bills passed and transmitted to the House for concurrence: 2/9/83

SB 23, introduced by Hager

SB 96, introduced by Elliott, Winslow, Roush

SB 196, introduced by Van Valkenburg, Mazurek, Stimatz, et al.

SB 209, introduced by Dover, Schultz

SB 212, introduced by Fuller, Etchart

SB 218, introduced by Van Valkenburg

SB 285, introduced by Christiaens, Fabrega, Fuller, et al.

SB 287, introduced by B. Brown, Hazelbaker, Stimatz, et al.

SB 318, introduced by Graham

SB 321, introduced by Turnage, Stimatz, Graham, et al.

MOTIONS

Representative Kitselman moved that HB 592 be placed below HB 572, second reading this day. Motion carried.

Representative Addy moved that the House accede to the request of the Senate to return HB 245 for further consideration. Motion carried.

Representative Hand moved that the rules be temporarily suspended to allow for the drafting and introduction of a bill. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanoue, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Bachini, Dozier, Harper, Howe, Jacobsen, J. Jensen, Koehnke, Peck, Pistoria, Switzer, Veleber, Williams.

Total 12

Excused: Fabrega, Jones.

Total 2

Absent or not voting: Bengtson, Lybeck, Metcalf, Shontz, Yardley.

Total 5

Representative Vincent moved that the rules be temporarily suspended to allow Vincent and Harrington to be added as sponsors to HB 371. Motion carried.

Representative Vincent moved that the House recess at 2:50 p.m. Motion carried.

House reconvened at 3:35 p.m.

Representative Fabrega present at this time.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/10/83

Signed by the Speaker at 2:54 p.m., 2/10/83: SB 44, SB 58, SB 66.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/10/83

HJR 18, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/9/83

HB 90, introduced bill, be amended as follows:

1. Title, line 4.

Following: "OF"

Insert: "EUTHANIZING SUBSTANCES CONTAINING"

2. Title, line 5.

Following: "BY"

Insert: "INCORPORATED"

Following: "SOCIETIES"

Insert: "AND ANIMAL CONTROL SHELTERS"

3. Title, line 6.

Following: ".,"

Insert: "DEFINING HUMANE SOCIETY;"

4. Page 3, line 22.

Following: "homeless"

Insert: ", and includes those entities commonly referred to as humane societies, incorporated humane societies, animal shelters, animal control shelters, and city and county pounds"

5. Page 7, line 13.

Following: "2."

Strike: "Sodium pentobarbital permit"

Insert: "Euthanizing substances license"

6. Page 7, line 16.

Strike: "permit"

Insert: "license"

Following: "use"

Insert: "euthanizing substances containing"

7. Page 7, line 20.

Following: "a"

Strike: "permit"

Insert: "license"

8. Page 7, line 21.

Following: "of"

Insert: "euthanizing substances containing"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 90

House Bill 90 requires a statement of intent because it requires the Board of Pharmacists to adopt rules for the sale to, and possession and use of, sodium pentobarbital by humane societies.

The Legislature contemplates that the rules should consider procedures for application by humane societies, among other things, and:

1. that the limited permit should be granted only to those humane societies whose personnel have the direction of a veterinarian or other person licensed to buy, possess, and use the drug;

2. that procedures be implemented to insure adequate direction be given by such licensed person in the use of the drug, including proficiency requirements for persons administering and having access to the drug;

3. that standards for safe storage of the drug be considered;
4. that procedures for keeping accurate records of the purchase, storage, and use be kept by humane societies granted the limited permit;
5. establish standards for determining whether an entity falls within the definition of "humane society";
6. establish standards for determining what terms and conditions should be imposed on a permit; and
7. establish and charge a fee commensurate with the cost of issuing the permit.

NATURAL RESOURCES (Harper, Chairman):

2/9/83

HB 260, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "and"

Insert: "or"

And, as amended, do pass. Report adopted.

HB 391, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "SURFACE"

Insert: "CABIN SITE"

2. Title, line 7.

Following: "CURRENT"

Insert: "CABIN SITE"

3. Title, line 9.

Following: "INITIAL"

Insert: "CABIN SITE"

4. Page 1, line 16.

Strike: "grazing and"

5. Page 1, line 18.

Strike: "grazing and"

Following: "recreational"

Insert: "cabin site"

6. Page 1, line 22.

Strike: "grazing and"

7. Page 2, line 7.

Strike: "grazing and"

8. Page 2, line 18.

Strike: "surface"

Insert: "cabin site"

9. Page 2, line 21.

Strike: "grazing and"

10. Page 3, line 5.

Strike: "grazing and"

11. Page 3, line 9.

Strike: "surface"

Insert: "cabin site"

12. Page 3, line 11.

Following: "continue"

Insert: "or assign"

13. Page 3, line 16.

Strike: "surface"

Insert: "cabin site"

Following: "lease"

Insert: ", "

Following: "current"

Insert: "cabin site"

14. Page 3, line 24.

Strike: "surface"

Insert: "cabin site"

And, as amended, do pass. Report adopted.

HJR 12, introduced bill, be amended as follows:

1. Page 1, line 13.

Strike: "states"

Insert: "and the National Forest Management Act of 1976 state"

2. Page 2, line 15.

Strike: "would"

Insert: "could"

3. Page 2, line 16.

Strike: "would"

Insert: "could"

4. Page 2, lines 23 through 25.

Strike: line 23 through "interest" on line 25

Insert: "except as provided in existing land-use planning statutes"

5. Page 3, lines 5 and 6.

Strike: line 5 through "nation" on line 6

Insert: "financially burdensome, outdated, nonessential facilities"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/10/83

HB 505, do pass. Report adopted.

HB 531, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/10/83

HB 16, do pass. Report adopted.

Representative Marks excused at this time.

MOTIONS

Representative Nordtvedt moved that HJR 13 be taken from the Committee on Human Services and placed on second reading. Motion failed. (45-54)

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 704, introduced by Harp, Elliott, McCallum, Hazelbaker, Keating, Thomas, Hand. Referred to Committee on Taxation.

HB 705, introduced by Spaeth, Addy, Ramirez, Towe, McBride, (By Request of the Public Employees' Retirement Division). Referred to Committee on Judiciary.

- HB 706**, introduced by Asay, Pavlovich, Devlin, Harrington. Referred to Committee on Taxation.
- HB 707**, introduced by Ramirez, Hager, Ochsner, Asay, Devlin, Switzer, Hanson, Zabrocki. Referred to Committee on Appropriations.
- HB 708**, introduced by Quilici, Stimatz, R. Manning, Eck, Fabrega, Pavlovich, Farris, Sands, Blaylock, Haffey, Conover, Menahan, Jones, Jacobson, Williams, Harrington, Nisbet, Addy, Waldron, Kitselman, Neuman, Driscoll, Boylan, Winslow, Towe, Hemstad, Daily, Bertelsen, J. Hammond, Lynch, Peck, D. Brown, Thomas, Ream, Bachini. Referred to Committee on Human Services.
- HB 709**, introduced by Nordtvedt. Referred to Committee on Taxation.
- HB 710**, introduced by Kitselman, Crippen, Fabrega, Metcalf, D. Brown. Referred to Committee on Business and Industry.
- HB 711**, introduced by Harrington, (By Request of the Office of Budget and Program Planning). Referred to Committee on Natural Resources.
- HB 712**, introduced by Nilson, Yardley. Referred to Committee on State Administration.
- HB 713**, introduced by J. Jensen, Driscoll, Keenan, Vincent, Metcalf, Christiaens, Mohar, Towe, Brand, Jacobson, Blaylock, Kadas. Referred to Committee on Taxation.
- HB 714**, introduced by Spaeth, Christiaens, Fuller, Halligan, J. Jensen, R. Manning, Farris, Bachini, Peck, Darko, Ream, (By Request of the Commission for Human Rights). Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 23**, introduced by Hager. Referred to Committee on Judiciary.
- SB 96**, introduced by Elliott, Winslow, Roush, (By Request of the Coal Tax Oversight Committee). Referred to Committee on Taxation.
- SB 196**, introduced by Van Valkenburg, Mazurek, Stimatz, Keating, Ochsner, Boylan, B. Brown, Daniels, McCallum, Crippen. Referred to Committee on Judiciary.
- SB 209**, introduced by Dover, Schultz, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- SB 212**, introduced by Fuller, (By Request of the Department of Commerce). Referred to Committee on Highways and Transportation.
- SB 218**, introduced by Van Valkenburg. Referred to Committee on Judiciary.
- SB 285**, introduced by Christiaens, Fabrega, Fuller, Halligan, R. Manning, Stimatz, Lee, Goodover, Nilson, Farris, Nisbet, Driscoll, Bachini. Referred to Committee on State Administration.
- SB 287**, introduced by B. Brown, Hazelbaker, Stimatz, Marks, McCallum, Gage, Halligan, Williams, Jacobsen, Donaldson. Referred to Committee on Highways and Transportation.
- SB 318**, introduced by Graham, (By Request of the Department of Highways). Referred to Committee on Highways and Transportation.
- SB 321**, introduced by Turnage, Stimatz, Graham, Mazurek, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 149 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Lory, Mueller, Neuman, Nisbet, Saunders, Schye, Spaeth.

Total 7

Excused: Jones, Marks.

Total 2

Absent or not voting: Fagg.

Total 1

HB 299 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Curtiss, Wallin.

Total 2

Excused: Jones, Marks.

Total 2

Absent or not voting: Fagg.

Total 1

HB 313 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki,
Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Jones, Marks.

Total 2

Absent or not voting: Fagg.

Total 1

HB 376 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Ramirez, Ream, Sales, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Abrams, Asay, D. Brown, Daily, Devlin, Ellerd, Ellison, Farris, Iverson, Jacobsen, J. Jensen, Keyser, Mueller, O'Connell, Phillips, Pistoria, Quilici, Roush, Ryan, Schultz, Seifert, Solberg, Stobie, Thoft, Underdal, Winslow.

Total 26

Excused: Jones, Marks.

Total 2

Absent or not voting: Fagg.

Total 1

HB 422 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HB 428 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Bliss.

Total 1

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HB 504 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 71

Noes: Compton, Donaldson, Ellerd, Eudaily, Fagg, Hannah, Iverson, Keyser, Kitselman, Lory, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 27

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HB 512 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 62

Noes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, Jacobsen, Keyser, Kitselman, Koehnke, Lory, Lybeck, Miller, Mueller, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.
Total 34

Excused: Jones, Marks.
Total 2

Absent or not voting: Hansen, Sands.
Total 2

HB 519 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.
Total 0

Excused: Jones, Marks.
Total 2

Absent or not voting: None.
Total 0

HB 522 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.
Total 0

Excused: Jones, Marks.
Total 2

Absent or not voting: None.
Total 0

HB 523 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bliss, Brand, Hannah, McBride, Nordtvedt, Sales.

Total 6

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HB 574 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, Peck.

Total 2

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HB 576 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bachini, Brand, Curtiss, Donaldson, Ellison, Farris, Hannah, Koehnke, Lybeck, Mueller, Nisbet, Peck, Underdal, Vinger.

Total 14

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

HJR 11 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bliss, Devlin, Ellerd, Fagg, Hannah, Ryan, Seifert, Stobie, Swift, Underdal.

Total 10

Excused: Jones, Marks.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HJR 16 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Schultz, Seifert, Switzer.

Total 4

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

SB 81 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Darko excused at this time.

HB 318 - That HB 318 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Solberg, Spaeth, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Bliss, Compton, Donaldson, Farris, Hannah, Harp, Iverson, Keyser, Kitselman, McBride, Neuman, Nordtvedt, Phillips, Ryan, Schultz, Seifert, Smith, Swift, Switzer, Thoft.

Total 20

Excused: Darko, Jones, Marks.

Total 3

Absent or not voting: Bardanouve, Harper, Harrington, R. Jensen, Quilici, Shontz, Stobie, Winslow.

Total 8

Representatives Daily and Mueller excused at this time.

HB 189 - Representative Bengtson moved that HB 189 do pass. Representative McBride made a substitute motion that HB 189 do not pass. The substitute motion failed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Brand, J. Brown, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kitselman, Lory, McBride, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Peck, Phillips, Quilici, Ramirez, Sands, Saunders, Schye, Seifert, Veleber, Vincent, Waldron, Williams, Winslow, Yardley.
Total 47

Noes: Abrams, Asay, Bengtson, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Manuel, Nilson, Nordtvedt, Pavlovich, Pistoria, Ream, Roush, Ryan, Sales, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki.
Total 47

Excused: Daily, Darko, Jones, Marks, Mueller.
Total 5

Absent or not voting: Kemmis.
Total 1

Representative Bengtson's do pass motion failed as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Kennerly, Keyser, Koehnke, Lybeck, Nilson, Nordtvedt, Pavlovich, Pistoria, Ream, Roush, Ryan, Sales, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki.
Total 44

Noes: Addy, Bachini, Bardanouve, Bergene, Brand, J. Brown, Connelly, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Peck, Phillips, Ramirez, Sands, Saunders, Schye, Seifert, Veleber, Vincent, Waldron, Williams, Winslow, Yardley.
Total 49

Excused: Daily, Darko, Jones, Marks, Mueller.
Total 5

Absent or not voting: Manuel, Quilici.
Total 2

Representative Vincent moved that HB 189 do not pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Brand, J. Brown, Connelly, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Ramirez, Sands, Saunders, Schye, Seifert, Veleber, Vincent, Waldron, Williams, Winslow, Yardley.
Total 52

Noes: Abrams, Asay, Bengtson, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Kennerly, Keyser, Manuel, Nordtvedt, Pavlovich, Pistoria, Ream, Roush, Ryan, Sales, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki.

Total 42

Excused: Daily, Darko, Jones, Marks, Mueller.

Total 5

Absent or not voting: Quilici.

Total 1

Chairman Brand declared the previous motion and vote that HB 189 do not pass as being out of order. Representative Kemmis moved that the committee reconsider its action on HB 189.

Representative Darko present at this time.

Representative Fabrega made a substitute motion to all motions pending that consideration on HB 189 be passed indefinitely. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Sands, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Winslow.

Total 51

Noes: Abrams, Asay, Bengtson, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Harp, Hemstad, Iverson, Jacobsen, Kennerly, Keyser, Manuel, Miller, Nordtvedt, Pavlovich, Quilici, Ream, Roush, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Yardley, Zabrocki.

Total 44

Excused: Daily, Jones, Marks, Mueller.

Total 4

Absent or not voting: Shontz.

Total 1

Representatives Addy and Darko excused at this time.

HB 200 - That HB 200 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Bliss, Devlin, Hanson, Phillips, Ryan, Switzer.

Total 6

Excused: Addy, Daily, Darko, Jones, Marks, Mueller.

Total 6

Absent or not voting: Ellison, R. Jensen, Kemmis, Nilson, O'Connell, Sales, Stobie, Vinger, Waldron, Yardley.

Total 10

Representative Addy present at this time.

HB 357 - That HB 357 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Daily, Darko, Jones, Marks, Mueller.

Total 5

Absent or not voting: Asay, Harp.

Total 2

HB 358 - That HB 358, second reading copy, be amended as follows:

1. Page 1, line 23.

Strike: "JULY"

Insert: "October"

2. Page 1, line 24.

Strike: "1984"

Insert: "1985"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Daily, Darko, Jones, Marks, Mueller.

Total 5

Absent or not voting: Fagg, Hannah, Kadas, Williams.

Total 4

That HB 358, as amended, do pass. Representative Ramirez requested that the committee revert back to the title of the bill for the purpose of amendment.

That HB 358, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Keyser, Kitselman, Lory, Miller, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Excused: Daily, Darko, Jones, Marks, Mueller.

Total 5

Absent or not voting: None.

Total 0

Representatives Darko and Mueller present at this time.

Representative Kitselman made a substitute motion that HB 358 do not pass.

That HB 358, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, R. Jensen, Keyser, Lory, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 35

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 62

Paired: Ramirez, Aye; Daily, No.

Excused: Jones, Marks.

Total 2

Absent or not voting: Kitselman.

Total 1

Representative Kitselman abstained from voting.

That HB 358, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, Keyser, Lory, Menahan, Mueller, Phillips, Ramirez, Ryan, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 33

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 61

Paired: Ramirez, Aye; Daily, No.

Excused: Jones, Marks.

Total 2

Absent or not voting: R. Jensen, Kitselman, Nordtvedt, Winslow.

Total 4

Representative Kitselman abstained from voting.

Representative Ryan excused at this time.

Representative Kitselman's do not pass motion failed as follows:

Ayes: Asay, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, R. Jensen, Keyser, Kitselman, Lory, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 32

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 66

Paired: Ellerd, Ryan, Ayes; Daily, Harrington, Noes.

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

That HB 358, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 66

Noes: Asay, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, R. Jensen, Keyser, Kitselman, Lory, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 32

Paired: Daily, Harrington, Ayes; Ellerd, Ryan, Noes.

Excused: Jones, Marks.

Total 2

Absent or not voting: None.

Total 0

Representative O'Connell excused at this time.

HB 406 - That HB 406 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Daily, Jones, Marks, O'Connell, Ryan.

Total 5

Absent or not voting: Dozier, Lybeck, Shontz.

Total 3

Representatives Donaldson, Harrington, Manuel, Thoft, Underdal and Waldron excused at this time.

HB 454 - That HB 454 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly,

Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 47

Noes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Compton, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Koehnke, Lory, Miller, Mueller, Neuman, Nordtvedt, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 45

Paired: Driscoll, Menahan, Waldron, Ayes; Ryan, Swift, Underdal, Noes.

Excused: Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Thoft.

Total 8

Absent or not voting: None.

Total 0

Representatives Bardanouve and Solberg excused at this time.

Representative Vincent moved that the committee rise and report.

Motion failed as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bliss, Brand, D. Brown, Compton, Darko, Ellison, Fabrega, Fagg, Harper, Hemstad, Iverson, J. Jensen, R. Jensen, Kemmis, Keyser, Koehnke, McBride, McCormick, Menahan, Nilson, Pavlovich, Phillips, Pistoria, Quilici, Ream, Schye, Seifert, Shontz, Spaeth, Stobie, Vinger, Winslow, Yardley.

Total 37

Noes: Asay, Bachini, J. Brown, Connelly, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Howe, Jacobsen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, Metcalf, Miller, Mueller, Neuman, Nisbet, Peck, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Smith, Swift, Switzer, Veleber, Vincent, Wallin, Williams, Zabrocki.

Total 48

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 13

Absent or not voting: Bertelsen, Nordtvedt.

Total 2

Representative Fabrega excused at this time.

HB 455 - That HB 455 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Ellerd, Hannah, Hanson, Stobie, Wallin.

Total 5

Excused: Bardanouve, Daily, Donaldson, Fabrega, Harrington, Jones, Marks, Manuel, O'Connell, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Fagg, R. Jensen, Nordtvedt, Seifert.

Total 4

Representative Fabrega present at this time.

HB 483 - That HB 483 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 13

Absent or not voting: R. Jensen, Kadas, Miller, Nordtvedt, Shontz, Yardley.

Total 6

HB 546 - Representative Kemmis moved that HB 546 be placed below SJR 1. Motion carried.

Representative Quilici excused at this time.

HB 567 - That HB 567 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Stobie.

Total 1

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: R. Jensen, Nordtvedt, Yardley.

Total 3

HB 571 - That HB 571 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Darko, Koehnke, Lybeck, Neuman, Nilson, Roush, Stobie.

Total 8

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Keenan, Nordtvedt.

Total 2

HB 572 - That HB 572 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Hansen, Koehnke, Stobie.

Total 3

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Nordtvedt, Phillips, Vinger.

Total 3

HB 592 - That HB 592 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: D. Brown, Koehnke, Stobie.

Total 3

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Menahan, Nordtvedt, Switzer.

Total 3

HB 578 - That HB 578 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Lybeck, Nordtvedt.

Total 2

HB 615 - That HB 615 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Bachini, Connelly, Farris, J. Jensen, Peck, Ream.

Total 6

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Ellerd, Kadas, Nordtvedt, Seifert, Yardley.

Total 5

HB 616 - That HB 616 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ellerd, Sales.

Total 2

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Nordtvedt.

Total 1

HB 630 - Representative Vincent moved that consideration on HB 630 be passed for the day. Motion carried.

Representative Fabrega excused at this time.

HB 91 - That Senate amendments to HB 91 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Connelly, Harp.

Total 2

Excused: Bardanouve, Daily, Donaldson, Fabrega, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 15

Absent or not voting: Hammond, Nordtvedt.

Total 2

Representative Fabrega present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Brand moved the adoption of the committee report. Report adopted. (82-2)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/10/83
 Examined by the sponsor (Fabrega) and found to be correct: HB 63.

FISH AND GAME (Nilson, Chairman): 2/10/83

HB 377, introduced bill, be amended as follows:

1. Page 2, lines 11 and 12.

Strike: "acquisition and"

2. Page 3, line 19.

Following: "87-1-601"

Insert: ", except that no money collected under [this act] may be used for the purchase of any real property"

3. Page 3, lines 20 and 21.

Strike: "is supplemental to any other"

Insert: "will replace license fee"

Following: "management" on line 21

Insert: "after June 30, 1985,"

4. Page 5.

Following: line 6

Insert: "Section 6. Applicability — termination. (1) This act applies to tax returns which by law are required to be filed after January 1, 1984.

(2) This act shall terminate July 1, 1987."

And, as amended, do pass. Report adopted.

HB 541, do pass. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/10/83

HB 441, introduced bill, be amended as follows:

1. Title, line 7.

Following: "STATE"

Insert: "OR PROVINCE"

2. Title, line 8.

Following: "STATE"

Insert: "OR PROVINCE"

3. Page 1, line 14.

Following: "state"

Insert: "or province"

And, as amended, do pass. Report adopted.

HB 588, do pass. Report adopted.

HB 606, introduced bill, be amended as follows:

1. Title, line 6.

Following: line 5

Strike: line 6 through "PERSONNEL;"

2. Title, line 8.

Following: "MCA;"

Insert: "REPEALING CHAPTER 122, LAWS OF 1977;"

3. Page 2, lines 6 and 7.

Following: "61-8-309" on line 6

Strike: remainder of line 6 through "effective" on line 7

4. Page 2, lines 13 through 15.

Strike: subsection (3) in its entirety

5. Page 4, line 4.

Following: line 3

Insert: "Section 4. Repealer. Chapter 122, Laws of 1977, is repealed."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/10/83

HB 562, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Following: "CONTACT"

Strike: "WITHOUT CONSENT"

2. Page 1, lines 14 and 15.

Following: "contact"

Strike: "without consent"

Insert: "as defined in 45-2-101"

3. Page 1.

Following: line 22

Strike: subsection (2) in its entirety

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

HB 618, introduced bill, be amended as follows:

1. Page 5, line 24.

Strike: "three"

Insert: "12"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/10/83

HB 451, introduced bill, be amended as follows:

1. Title, line 5.

Following: "STATE"

Insert: "-FUNDED"

2. Page 1, line 11.

Following: "18-2-101"

Insert: "do not"

3. Page 1, line 14.

Strike: "a state building that is"

Insert: "projects funded in whole or in part by state funds that are individually"

4. Page 1, line 15.

Strike: "\$2,000"

Insert: "\$5,000"

And, as amended, do pass. Report adopted.

HB 525, introduced bill, be amended as follows:

1. Title, line 7.

Following: "BONA FIDE"

Insert: "COLLECTIVE BARGAINING AGREEMENT,"

Following: "SYSTEM"

Insert: ",",

2. Page 1, line 11.

Following: "bona fide"

Insert: "collective bargaining agreement,"

Following: "system"

Insert: ",",

3. Page 1, line 15.

Following: "bona fide"

Insert: "collective bargaining agreement,"

Following: "system"

Insert: ",",

And, as amended, do pass. Report adopted.

HB 554, do pass. Report adopted.

HB 568, do pass. Report adopted.

HB 623, do pass. Report adopted.

Adverse Committee Reports

FISH AND GAME (Nilson, Chairman):

2/10/83

HB 661, do not pass.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/10/83

HB 514, do not pass.

HB 535, do not pass.

HB 555 - Representative D. Brown moved that the adverse committee report on HB 555 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Brand, D. Brown, Fabrega, Hemstad, Lory, Pavlovich.

Total 6

Excused: Bardanouve, Daily, Donaldson, Harrington, Jones, Marks, Manuel, O'Connell, Quilici, Ryan, Solberg, Thoft, Underdal, Waldron.

Total 14

Absent or not voting: Bliss, Hart, Kadas, Koehnke, Nordtvedt, Pistoria, Stobie.

Total 7

Representative Vincent moved that the House adjourn until 3:00 p.m., February 11, 1983.

Motion carried.

House adjourned at 8:32 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-FIFTH LEGISLATIVE DAY

Helena, Montana
February 11, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-third legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/11/83

Correctly printed: HB 16, HB 90, HB 260, HB 290, HB 322, HB 337, HB 361, HB 377, HB 391, HB 441, HB 451, HB 471, HB 505, HB 525, HB 531, HB 541, HB 554, HB 562, HB 568, HB 577, HB 584, HB 588, HB 606, HB 618, HB 623, HB 627, HB 628, HJR 8, HJR 12, HJR 18.

Considered correctly engrossed: HB 200, HB 318, HB 357, HB 406, HB 454, HB 455, HB 483, HB 488, HB 557, HB 567, HB 571, HB 572, HB 578, HB 592, HB 615, HB 616.

Correctly engrossed: HB 358.

Correctly enrolled: HB 56, HB 72, HB 98, HB 132, HB 236.

Examined by the sponsor (Pavlovich) and found to be correct: HB 56.

Examined by the sponsor (Yardley) and found to be correct: HB 98.

Examined by the sponsor (Abrams) and found to be correct: HB 72.

Examined by the sponsor (Williams) and found to be correct: HB 132.

Examined by the sponsor (Dozier) and found to be correct: HB 236.

Signed by the Speaker at 8:02 p.m., 2/10/83: HB 63.

Delivered to the Governor for his approval at 11:50 a.m., 2/11/83: HB 63.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/11/83

Recommend that at the close of business February 1, 1983, the following employment be terminated:

Debra Follensbee	Page
Raedawn Wolske	Page
Sherry Bitz	Page

JUDICIARY (D. Brown, Chairman):

2/10/83

HB 468, introduced bill, be amended as follows:

1. Title, line 7.

Following: "THE"

Strike: "TIME REQUIRED FOR CERTAIN ACTS TO BE TAKEN"

Insert: "AMOUNT OF TIME BY WHICH THE TIME PERIOD FOR TRANSMISSION OF THE RECORD MAY BE EXTENDED"

2. Title, line 9.

Following: "COURT"

Insert: "AND"

Following: "BY"

Strike: "REQUIRING"

Insert: "PROVIDING THAT"

3. Title, lines 11 through 13.

Following: "DEADLINE;" on line 11

Strike: "AND" through "RELIEF;" on line 13

4. Title, line 14.

Following: line 13

Strike: ", 46-20-311,"

Insert: "AND"

Following: "46-20-312,"

Strike: "46-20-405 AND 46-21-105"

5. Page 2, line 12.

Strike: section 2 in its entirety

Re-number: subsequent sections

6. Page 4, line 18.

Strike: section 4 in its entirety

Re-number: subsequent sections

7. Page 5, line 22.

Following: "supreme court"

Strike: "shall"

Insert: "may"

8. Page 5, line 24.

Strike: section 7 in its entirety

Re-number: subsequent sections

9. Page 6, line 12.

Following: "Sections"

Strike: "5 and 6"

Insert: "3 and 4"

10. Page 6, line 14.

Following: "sections"

Strike: "5 and 6"

Insert: "3 and 4"

And, as amended, do pass. Report adopted.

HB 589, do pass. Report adopted.

2/11/83

HB 608, do pass. Report adopted.

HB 642, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/11/83

HB 520, do pass. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

2/11/83

HB 581, do not pass.

HB 587, do not pass.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/10/83

SB 37, introduced by Hager

SB 41, introduced by Hager

SB 47, introduced by Jacobson

SB 132, introduced by Jacobson

SB 168, introduced by Van Valkenburg

SB 265, introduced by Graham, Galt

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 2/10/83

HB 133, introduced by Williams

MOTIONS

Representative Bengtson moved that the House reconsider its do not pass action on HB 189, second reading on the 34th legislative day. Representative Williams made a substitute motion that Representative's Bengtson's motion be laid on the table. The substitute motion carried as follows:

Ayes: Addy, Bardanoue, Bergene, Brand, Daily, Darko, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Harper, Harrington, Hart, Howe, J. Jensen, Jones, Kadas, Keenan, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Saunders, Schye, Smith, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 53

Noes: Abrams, Bachini, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellison, Ernst, Hand, Hansen, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Kennerly, Keyser, Koehnke, Lory, Manuel, Nordtvedt, Pistoria, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.
Total 45

Excused: None.
Total 0

Absent or not voting: Asay, O'Connell.
Total 2

House recessed at 3:20 p.m.

SPECIAL ORDERS OF THE DAY

The Honorable U.S. Senator Max Baucus gave the following address:

Speech by Senator Max Baucus
before the Montana State Legislature
February 11, 1983

Mr. President, Majority Leader Hazelbaker, Minority Leader Blaylock, members of the Senate, ladies and gentlemen, thank you for the opportunity to return to the Legislature today.

A full decade has passed since I took a seat as a newly elected member of the Montana Legislature. Some faces are no longer around. Some familiar faces that were fresh and new in 1973 show a little more wear and experience. And some faces, like the distinguished Speaker of the House, are even a bit fuzzier!

A Shared Legacy

Though the times have changed, and some faces are different, this Legislature continues to be a vivid reminder of our political roots — a reminder of what can be accomplished by a forward thinking, common sense approach to government.

We Montanans looked to the future and wrote an extraordinary new Constitution.

We save for the future with a Coal Tax Trust Fund.

We conserve for the future with strong environmental protection laws.

We build for the future with a solid economic development program.

These accomplishments are this Legislature's legacy — a source of pride in our State and a reminder of the potential of responsible government.

Our shared legacy, however, has a dark side which we remember all too well. Joseph Kinsey Howard captured that part of our legacy in his book Montana: High, Wide and Handsome.

The underlying theme of Howard's book is that too often Montana has not been the master of its destiny, but a helpless victim.

We know the litany well:

The Copper Kings suffocated competition and sucked the mineral wealth dry.

The railroads colonized their right-of-ways and then callously exploited the land and its people.

Wall Street lured farmers with easy money and then swallowed them up in hard times.

A Voice in Our Future

But the copper collar is broken. Today we are not silent partners in shaping our nation's future or our state's future. We insist on being active in building Montana and America. In 1980 Ronald Reagan promised Montanans that we would play a role in moving government in the right direction and restoring prosperity.

The President pledged to bring federal deficits under control.

The President outlined a "New Federalism" that would lead to a stronger role for state government.

And the administration proposed a "Good Neighbor Policy" to redefine the relationship between the federal government and Western states.

These were policies that we all hoped would benefit Montana and the rest of the country. Two years ago, in the spirit of cooperation, we decided to wait and see.

Well, we have waited and, sadly enough, we have seen.

Perhaps no federal policy has had a more devastating impact on Montana than this administration's economic program.

The 1981 tax cut provided some needed relief, but went way too far, and has certainly not brought prosperity to Montanans.

Just last night in Butte, I spoke to a woman with three young children whose husband is unemployed. I felt her panic. SHE knows it's gone too far.

I listened to Union leaders. The copper collar may be broken, but they still feel the pinch — THEY know this administration has gone too far.

In Billings at a Social Security forum, I could see the frustration in the eyes of the elderly, who are trying to just get by. THEY know this Administration's policies are not working.

Crippling interest rates and unprecedented deficits have depressed the housing industry and the auto industry and cut deeply into the heart of Montana's economy.

38,000 Montanans wait in line at employment offices. 38,000!

Ask any farmer who can't afford to buy a tractor, but can't afford to be without one.

Ask any logger who's spent more time recently indoors than outdoors.

Ask any carpenter whose hammer has been resting in his tool box.

Meanwhile, you in the Legislature have the unfortunate task of grappling with a federal budget so tight that cutbacks are the order of the day.

Once again Montanans are the victims of decisions made thousands of miles away.

The "Good Neighbor" Policy

As if the federal economic policy was not difficult enough, we also have had to deal with federal land policy. Uncle Sam is the largest landowner in the state. Our federally owned timber, coal and grazing land is vital to this state's future.

Because of our historic problems with the Federal Government, Secretary Watt's announcement of a "good neighbor" policy was as welcome as a rainstorm in a drought.

Uncle Sam has been anything but a "good neighbor".

But saying you are a good neighbor doesn't make you one. In fact, under Secretary Watt's leadership the federal government is acting more like an arrogant absentee landlord than a neighbor.

Let's look at a few examples.

Public Land Sales

The administration's "privatization" policy is the most blatant. With its eye on some 35 million acres of public lands for sale to private buyers.

Uncle Sam would collect some \$17 million.

Sounds like one way to cut the deficit. Or is it?

Ranchers facing tripled grazing fees, if stripped of their leases on public rangelands, don't think so.

Hunters facing "No Trespassing" signs don't think so.

Landowners facing depressed values due to a glut on the real estate market don't think so.

Selling massive chunks of federal land is grossly shortsighted. Public resources that are critical to the future of Montana would be sold at rock-bottom prices to a handful of big corporations.

Montanans have seen that kind of greed before.

Energy Giveaway

The Powder River Basin coal sale is another example of the Good Neighbor Policy gone wrong.

Brushing aside the concerns of communities throughout Eastern Montana and Wyoming, the Department of Interior held the largest coal lease sale ever on April 28, 1982.

The bidding was predictably low.

The average bid was only 3.5 cents a ton.

These bargain basement bids may have surprised the Department of Interior, but they didn't surprise us. With enough federal coal leased to last from now to the end of the century, Montanans could have predicted the results.

We always lose when speculators are allowed to play fast and loose with our natural resources.

Water Resources

The federal government, unfortunately, has been far less enthusiastic when it comes to water resource development.

The administration claims that in 1982, "we made great progress in ensuring proper investment and management of the West's water resources."

But the record tells a different story. For example, when the dust settled, the Water Resources Council had been put out of business, leaving

state officials across the West wondering how to influence water management in the future.

Furthermore, the Administration has not sent Congress its promised cost-sharing proposal for investment in water projects.

The Sensitivity of a "Good Neighbor"

Talk is cheap. Criticism is easy. And reasonable people differ on such complicated public policy issues.

But much is at stake here. Secretary Watt has crossed an important line. He is violating our most basic western value: protecting our natural resources from wanton misuse.

We must end the folly of massive public land sales. I will introduce a resolution calling on the President to revoke his Executive Order on these sales.

I, for one, am prepared to absolutely resist recently introduced legislation that would rob Montana of its legitimate right to levy a reasonable coal severance tax.

In addition, we must resist the needlessly hostile and provocative attitude of Jim Watt toward Congress, conservationists and the public, and continue to make it clear to Jim Watt that he is not going to push the people of Montana around.

Conclusion

These are challenging times. And the opportunities are great.

We have met the challenges before. And if we work together with our shared passion for the state we love, we can do it today.

We will only achieve our goals if there is a partnership between states and the federal government. The Montana Legislature can lead the way.

I believe in the people of Montana and I know you do too.

Working together we can live up to the challenge and the trust they have placed in us.

Montana's Bud Guthrie believed in Montanans, — believed in you — and said it well:

"Here in the Mountain West, space and nature shape us. Despite our differences, we are made a hopeful people, as the mountain men and the overland travelers and yesterday's homesteaders were hopeful. As the gold seekers and the mining magnates and the cattle kings were hopeful. Not always honest, mind you, not always capable or wise or successful, but almost always hopeful and hence astride of life."

Thank you.

House reconvened at 3:33 p.m.

MOTIONS

Representative Yardley moved that the rules be temporarily suspended to allow Bertelsen, Roush, Holliday, Spaeth and Mazurek to be added as sponsors to HB 702. Motion carried.

Representative Vincent moved that the House recess at 3:34 p.m. Motion carried.

House reconvened at 4:04 p.m.

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/11/83

HB 595, do pass. Report adopted.

HB 633, introduced bill, be amended as follows:

1. Page 9, line 25.

Following: "effective"
 Strike: "July 1, 1983"
 Insert: "January 1, 1984"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
 HB 633

A statement of intent is required with House Bill 633 because it provides that the department of commerce may establish renewal dates for certain licenses by rule.

It is the intention of the legislature that in the promulgation of such rules, the department will consult with the affected boards, and, where possible, the professions to be regulated. It is the intention of this legislature that in attempting to meet the needs of the department in maintaining efficient licensing procedures, the needs of the board and the professions regulated are given the closest scrutiny and consideration.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/11/83

HB 653, do pass. Report adopted.

HB 657, do pass. Report adopted.

FISH AND GAME (Nilson, Chairman):

2/11/83

HB 515, introduced bill, be amended as follows:

1. Title, lines 6 and 7.
 Strike: "AND WOLVES"
2. Page 1, lines 9 through 14.
 Strike: lines 9 through 14 in their entirety
3. Page 1, line 19.
 Strike: "and wolf are"
 Insert: "is"
 Following: "as"
 Insert: "a"
4. Page 1, line 20.
 Following: "and"
 Insert: "is"
5. Page 1, line 25.
 Strike: "and wolf"
6. Page 2, line 1.
 Following: "protect"
 Strike: "these animals"
 Insert: "this animal"
7. Page 2, line 2.
 Following: "bears"
 Strike: ", wolves,"
8. Page 2, line 4.
 Strike: "or wolves"
9. Page 2, line 15.
 Strike: "and Wolf"
10. Page 2, line 17.

Following: line 16

Strike: "preserve grizzly bears and wolves,"

Insert: "improve the management of grizzly bears, to minimize the potential for conflicts between grizzly bears and property owners,"

11. Page 2, line 19.

Strike: "and wolves"

12. Page 2, lines 20 and 21.

Following: "by"

Strike: "these animals"

Insert: "grizzly bears"

13. Page 3, line 2.

Strike: "or wolves"

14. Page 3, lines 8 and 9.

Strike: "or wolves"

15. Page 3, line 14.

Strike: "or wolves"

16. Page 3, line 15.

Strike: "or wolves"

17. Page 3, line 25.

Following: "Upon"

Strike: "a thorough"

18. Page 4, line 5.

Following: "cause"

Strike: "undue"

19. Page 4, line 7.

Strike: "or wolves"

Following: "."

Insert: "These conditions may not interfere with the normal operations of the property owner."

20. Page 4, line 8.

Following: "(2)"

Strike: remainder of line 8 through "department" on line 17

Insert: "If the department and the claimant are unable to agree upon the conditions of a proposed prevention agreement and the claimant wishes to enter an agreement, the director and the claimant may select a board of reviewers as appointed under [section 8]. The reviewers' compensation is as provided for in [section 9]. The reviewers shall make an impartial examination of the premises and make a determination of appropriate conditions to be included in the agreement. The reviewers' findings are binding on the department; however, the property owner need not enter the agreement".

21. Page 5, lines 14 and 15.

Following: "bears"

Strike: "or wolves"

22. Page 5, line 21.

Following: "discovered"

Insert: ", or as soon as possible where the time limit is unreasonable"

23. Page 5, line 23.

Strike: "\$100"

Insert: "\$50"

24. Page 6, line 1.
Following: "damage is"
Strike: "discovered"
Insert: "reported"

25. Page 6, line 4.
Strike: "or wolf"

26. Page 6, line 5.
Strike: "or wolf"

27. Page 6, line 8.
Strike: "or wolf"
Following: "activities"
Strike: " ,"

28. Page 6, lines 9 through 11.
Strike: "(c)" through "ignored" on line 11

29. Page 7, line 12.
Strike: "or wolves"

30. Page 7, line 23.
Following: "than"
Strike: "\$10,000"
Insert: "\$20,000"

31. Page 7, line 24.
Strike: "or wolf"

32. Page 8, line 4.
Strike: "or wolves"

33. Page 8, line 9.
Strike: "or wolf"

34. Page 8, line 12.
Following: "bears"
Strike: "and wolves"
Following: "bear"
Strike: "and wolf"

35. Page 8, line 15.
Strike: "or wolves"

36. Page 8, line 21.
Strike: "or wolf"

37. Page 8, line 23.
Strike: "or wolves"

38. Page 8, line 24.
Strike: "or wolf"

39. Page 8, line 25.
Following: "agreements"
Insert: "or plans"

40. Page 9, line 2.
Strike: "or wolves"

41. Page 9, line 3.
Strike: "or wolf"

42. Page 9, line 5.

Strike: "or wolves"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/10/83

HB 472, introduced bill, be amended as follows:

1. Page 5, line 18.

Strike: "county"

Insert: "unit of local government"

Following: "developer"

Insert: ", prior to commencement of the 90-day review period,"

2. Page 5, line 19.

Following: "prepare"

Insert: "for"

3. Page 5, line 20.

Strike: "To receive this assistance, the"

Insert: "The governing body of the"

4. Page 5, line 21.

Strike: "and provide for any"

Insert: "to obtain the requested financial assistance for each unit of local government within the county. Any"

5. Page 5, line 22.

Following: "disbursements to"

Insert: "a unit of local government under this subsection shall"

Following: "liabilities"

Insert: ", if any"

6. Page 11.

Strike: lines 5 through 9 in their entirety

Insert: "The impact plan may provide for amendment under definite conditions. Also, the governing body of an affected county or the mineral developer may petition the board for an amendment to an approved impact plan if:

(a) employment at the large-scale mineral development is forecast to increase or decrease by at least 100 people over or under the employment levels contemplated by the approved impact plan; or

(b) changes in the large-scale mineral development cause, or can be expected to cause, an increase in estimated population of at least 15% in a local government unit when measured against the average population of the local government unit in the 3-year period preceding the commencement of new construction or new operations of the mining facility; or

(c) it becomes apparent that an approved impact plan is materially inaccurate because of errors in assessment and 2 years have not elapsed since the date the facility begins commercial production; or

(d) the governing body of an affected county and the mineral developer join in a petition to amend the impact plan.

(2)"

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/10/83

HB 489, introduced bill, be amended as follows:

1. Page 1, line 15.

Following: "a"

Insert: "state"

2. Page 3, line 1.

Following: "to"

Insert: "state"

3. Page 3, line 4.

Following: line 3

Insert: "the"

Following: "revenue"

Insert: "fund"

Following: "to"

Strike: "a"

Insert: "the other"

4. Page 3, line 5.

Following: "revenue"

Insert: "funds"

Following: "17-3-1003,"

Strike: "39-51-406, 53-24-104,"

5. Page 3.

Following: line 9

Insert: "(3) Whenever in 39-51-406 the term "federal and private revenue" appears, it is changed to "federal special revenue".

(4) Whenever in 53-24-104 the term "the federal and private revenue fund" appears, it is changed to "the federal special revenue fund or the other special revenue funds".

6. Page 3, line 12.

Following: "a"

Insert: "state"

And, as amended, do pass. Report adopted.

HB 493, introduced bill, be amended as follows:

1. Title, lines 12 and 13.

Strike: "A" on line 12 through "DATE" on line 13

Insert: "EFFECTIVE DATES"

2. Page 1, line 17.

Strike: "46"

Insert: "48"

3. Page 1, line 19.

Strike: "46"

Insert: "48"

4. Page 2, line 13.

Strike: "46"

Insert: "48"

5. Page 5, line 11.

Strike: "46"

Insert: "48"

6. Page 6, line 3.

Strike: "46"

Insert: "48"

7. Page 6, line 7.

Strike: "46"

Insert: "48"

8. Page 6, line 11.

Strike: "46"

Insert: "48"

9. Page 6, line 14.

Strike: "46"

Insert: "48"

10. Page 6, line 15.

Strike: "46"

Insert: "48"

11. Page 7, line 1.

Strike: "46"

Insert: "48"

12. Page 7, line 7.

Strike: "46"

Insert: "48"

13. Page 7, line 8.

Strike: "46"

Insert: "48"

14. Page 7, line 12.

Strike: "46"

Insert: "48"

15. Page 7, line 14.

Strike: "46"

Insert: "48"

16. Page 12, line 4.

Strike: "29"

Insert: "30"

17. Page 12, line 8.

Strike: "46"

Insert: "48"

18. Page 14, line 18.

Strike: "46"

Insert: "48"

19. Page 21, line 21.

Strike: "46"

Insert: "48"

20. Page 22.

Following: line 21

Insert: "Section 25. Consultation with the legislature. Before entering into a contract, lease, or rental agreement for supplies or services for a period longer than 3 years and involving expenditures exceeding \$25,000, the department or its designee shall inform and consult with the legislature if the legislature is in session or the legislative finance committee if the legislature is not in session."

Renumber: subsequent sections

21. Page 24, line 2.

Strike: "30"
Insert: "31"
Strike: "33"
Insert: "34"

22. Page 26, line 5.
Strike: "35"
Insert: "36"

23. Page 27, line 7.
Strike: "36"
Insert: "37"
Strike: "38"
Insert: "39"

24. Page 28, line 5.
Strike: "39"
Insert: "40"
Strike: "45"
Insert: "46"

25. Page 29, line 11.
Strike: "29"
Insert: "30"
Strike: "36"
Insert: "37"
Strike: "38"
Insert: "39"

26. Page 29, line 14.
Strike: "29"
Insert: "30"

27. Page 29, line 15.
Strike: "36"
Insert: "37"
Strike: "38"
Insert: "39"

28. Page 31, line 20.
Strike: "46"
Insert: "48"

29. Page 31, line 24.
Strike: "46"
Insert: "48"

30. Page 32, line 3.
Strike: "46"
Insert: "48"

31. Page 32, line 6.
Strike: "39"
Insert: "40"
Strike: "45"
Insert: "46"
Strike: "46"
Insert: "48"

32. Page 32, line 8.
Strike: "46"
Insert: "48"

33. Page 32, line 12.

Strike: "46"

Insert: "48"

34. Page 32.

Following: line 13

Insert: "Section 48. Local government adoption of procurement provisions. A political subdivision or school district may adopt any or all parts of [sections 1 through 48] and the accompanying rules promulgated by the department."

Renumber: subsequent sections

35. Page 33, line 23.

Strike: "46"

Insert: "48"

36. Page 34, line 12.

Strike: "46"

Insert: "48"

37. Page 35, line 17.

Strike: "46"

Insert: "48"

Strike: "47"

Insert: "49"

38. Page 35, line 20.

Strike: "46"

Insert: "48"

39. Page 35, line 21.

Strike: "47"

Insert: "49"

40. Page 35, line 23.

Strike: "46"

Insert: "48"

Strike: "47"

Insert: "49"

41. Page 36, line 7.

Strike: "46"

Insert: "48"

Strike: "47"

Insert: "49"

42. Page 39, line 4.

Strike: "46"

Insert: "48"

43. Page 39, line 6.

Strike: "46"

Insert: "48"

Strike: "47"

Insert: "49"

44. Page 39, line 8.

Strike: "47"

Insert: "49"

45. Page 39, line 19.

Strike: "This"

Insert: "(1) Except for sections 24 and 47, this"

46. Page 39.

Following: line 20

Insert: "(2) Sections 24 and 47 are effective on passage and approval."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 493

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Administration for the purpose of implementing the procurement procedures established by the bill. The bill is based upon the American Bar Association Model Procurement Code for State and Local Governments. The Model Code was drafted on the concept that it should be a short statute providing the fundamentals of sound procurement that should be implemented by rules consistent with the statutory framework.

It is intended that the Department look to the Recommended Regulations for the Model Procurement Code for State and Local Governments adopted by the American Bar Association for guidance in adopting rules implementing the provisions of this bill.

HB 530, introduced bill, be amended as follows:

1. Page 2, line 3.

Following: "a"

Insert: "state"

2. Page 4, line 14.

Following: "a"

Insert: "state"

3. Page 4, line 18.

Following: "a"

Insert: "state"

4. Page 4, line 21.

Following: "a"

Insert: "state"

5. Page 4, line 23.

Following: "a"

Insert: "state"

6. Page 4, line 25.

Following: "a"

Insert: "state"

7. Page 5, line 15.

Following: "a"

Insert: "state"

8. Page 5, line 20.

Following: "a"

Insert: "state"

9. Page 8, line 4.

Following: "~~earmarked~~"

Insert: "state"

10. Page 9, line 12.

Strike: “.”

Insert: “. The financial activities of the special revenue fund type shall be subdivided for operational purposes into the following funds to serve the purpose indicated:

(A) The state special revenue fund consists of money from state sources deposited in the state treasury that is earmarked for the purposes of defraying particular costs of an agency, program, or function of state government.

(B) The federal special revenue fund consists of money deposited in the treasury from federal sources, including trust income, that is used for the operation of state government.

(C) The other special revenue funds consist of money deposited in the state treasury from private sources, including trust income, that is used for the operation of state government and money used to defray reimbursable expenditures.”

11. Page 23, line 7.

Following: “a”

Insert: “state”

12. Page 26, line 20.

Following: “~~revolving~~”

Insert: “state”

13. Page 28, line 3.

Following: “~~loan~~”

Strike: “a”

Insert: “the federal”

14. Page 33, line 19.

Following: “~~private~~”

Strike: “a”

Insert: “the federal”

15. Page 35, line 25.

Following: “~~private~~”

Strike: “a”

Insert: “the federal”

16. Page 37, line 17.

Following: “a”

Insert: “state”

17. Page 38, line 3.

Following: “a”

Insert: “state”

18. Page 41, line 20.

Following: “a”

Insert: “state”

19. Page 44, line 5.

Following: “a”

Insert: “state”

20. Page 52, line 1.

Following: “~~revolving~~”

Strike: “a”

Insert: “the other”

Following: “revenue”

Strike: "fund"

Insert: "funds"

21. Page 52, line 18.

Following: "~~earmarked~~"

Insert: "state"

22. Page 52, line 21.

Following: "~~earmarked~~"

Insert: "state"

23. Page 52, line 24.

Following: "~~earmarked~~"

Insert: "state"

24. Page 53, line 9.

Following: "a"

Insert: "state"

25. Page 53, line 11.

Following: "~~private~~"

Strike: "a"

Insert: "the federal"

26. Page 53, line 20.

Following: "a"

Insert: "state"

27. Page 53, line 21.

Following: "~~fund~~"

Insert: "and the federal special revenue fund"

28. Page 54, line 1.

Following: "a"

Insert: "state"

29. Page 55, line 4.

Following: "~~private~~"

Insert: "the federal"

30. Page 55, line 5.

Following: "~~fund,~~"

Insert: "a state special revenue fund,"

31. Page 55, line 9.

Following: "a"

Insert: "state"

32. Page 55, line 13.

Following: "a"

Insert: "state"

And, as amended, do pass. Report adopted.

HB 532, introduced bill, be amended as follows:

1. Page 2, line 6.

Following: "a"

Insert: "state"

2. Page 3, line 1.

Following: "~~agency~~"

Insert: "state"

And, as amended, do pass. Report adopted.

HB 533, introduced bill, be amended as follows:

1. Page 16, line 24.

Following: "a"

Insert: "state"

2. Page 18, line 21.

Following: "~~earmarked~~"

Insert: "state"

3. Page 23, line 14.

Following: "a"

Insert: "state"

4. Page 26, line 5.

Following: "a"

Insert: "state"

5. Page 27, line 3.

Following: "a"

Insert: "state"

6. Page 28, line 1.

Following: "a"

Insert: "state"

7. Page 31, line 7.

Following: "a"

Insert: "state"

8. Page 32, line 1.

Following: "~~earmarked~~"

Insert: "state"

9. Page 32, line 3.

Following: "a"

Insert: "state"

10. Page 40, line 8.

Following: "~~earmarked~~"

Insert: "state"

11. Page 40, line 11.

Following: "~~earmarked~~"

Insert: "state"

12. Page 40, line 12.

Following: "a"

Insert: "state"

13. Page 40, line 14.

Following: "~~earmarked~~"

Insert: "state"

14. Page 40, line 25.

Following: "~~earmarked~~"

Insert: "state"

15. Page 42, line 23.

Following: "~~earmarked~~"

Insert: "state"

16. Page 43, line 25.

Following: "~~earmarked~~"

Insert: "state"

17. Page 44, line 14.

Following: "~~earmarked~~"

Insert: "state"

18. Page 44, line 17.

Following: "~~earmarked~~"

Insert: "state"

19. Page 45, line 6.

Following: "~~earmarked~~"

Insert: "state"

20. Page 45, line 9.

Following: "~~earmarked~~"

Insert: "state"

21. Page 45, line 15.

Following: "~~earmarked~~"

Insert: "state"

22. Page 48, line 10.

Following: "a"

Insert: "state"

23. Page 50, line 11.

Following: "~~earmarked~~"

Insert: "state"

24. Page 53, line 11.

Following: "a"

Insert: "state"

25. Page 60, line 19.

Following: "a"

Insert: "state"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/11/83

HB 647, do not pass.

HB 514 - Representatives Ellerd, Pavlovich, Seifert, Hannah, Addy, Abrams, Saunders, Schye, Curtiss, Underdal, Thoft, Jacobsen, Harper, Wallin, Ryan, Stobie, Koehnke, Keyser, Asay, and Spaeth objected to the adverse committee report on HB 514, and requested that the bill be printed and placed on second reading. 2/11/83

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 715, introduced by Waldron. Referred to Committee on Local Government.

HB 716, introduced by Metcalf. Referred to Committee on Local Government.

HB 717, introduced by Mueller, Darko, Curtiss, Mohar, McCallum, Fabrega, D. Brown, Harp, Nordtvedt. Referred to Committee on Taxation.

- HB 718**, introduced by Ream, Kadas, Hansen, Halligan. Referred to Committee on State Administration.
- HB 719**, introduced by Devlin, Ellison, Ryan, Roush, Holliday, Hanson, Switzer, Curtiss, Nilson, H. Hammond, Keyser, E. Smith. Referred to Committee on Fish and Game.
- HB 720**, introduced by Lory. Referred to Committee on Local Government.
- HB 721**, introduced by Wallin, Fagg, Nordtvedt, Eck, Winslow, Fabrega, Vincent, Boylan, Jacobson, Keating, Towe, Bardanouve, Pavlovich, Phillips. Referred to Committee on Human Services.
- HB 722**, introduced by Waldron. Referred to Committee on Taxation.
- HB 723**, introduced by Dozier. Referred to Committee on Taxation.
- HB 724**, introduced by Daily. Referred to Committee on Natural Resources.
- HB 725**, introduced by Nordtvedt, (By Request of the Secretary of State). Referred to Committee on Education and Cultural Resources.
- HB 726**, introduced by Curtiss, Marks, Smith, Jones, Hand, Iverson, Spaeth, Swift. Referred to Committee on Appropriations.
- HB 727**, introduced by Shontz, Driscoll, Jacobsen, Tveit, Bengtson, E. Smith. Referred to Committee on Business and Industry.
- HB 728**, introduced by Shontz, Tveit, Compton, Norman. Referred to Committee on Local Government.
- HB 729**, introduced by Addy, Fabrega, J. Jensen, Menahan. Referred to Committee on Local Government.
- HB 730**, introduced by Shontz, Abrams, Harp, Spaeth, Tveit, Lynch, Devlin, Mazurek, (By Request of the Governor's Office). Referred to Committee on Taxation.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 37**, introduced by Hager. Referred to Committee on Judiciary.
- SB 41**, introduced by Hager. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 47**, introduced by Jacobson. Referred to Committee on Fish and Game.
- SB 132**, introduced by Jacobson, (By Request of the Legislative Audit Committee). Referred to Committee on Fish and Game.
- SB 168**, introduced by Van Valkenburg, (By Request of the Department of Institutions). Referred to Committee on Judiciary.
- SB 265**, introduced by Graham, Galt, (By Request of the Department of Livestock). Referred to Committee on Agriculture, Livestock and Irrigation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Nordtvedt excused at this time.

HB 84 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez,

Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Switzer.

Total 1

Excused: Nordtvedt.

Total 1

Absent or not voting: Brand, Hansen, Keyser, Marks, Peck, Pistoria, Sales, Spaeth, Winslow.

Total 9

HB 182 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Nordtvedt.

Total 1

Absent or not voting: Brand, Ellison, Sales.

Total 3

HB 266 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Nordtvedt.

Total 1

Absent or not voting: Brand.

Total 1

HB 319 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bliss, Hannah, Iverson, Marks, Seifert, Thoft.

Total 6

Excused: Nordtvedt.

Total 1

Absent or not voting: Brand.

Total 1

HB 320 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Ellerd, Sales, Seifert, Shontz, Swift, Switzer.

Total 6

Excused: Nordtvedt.

Total 1

Absent or not voting: Fabrega.

Total 1

HB 345 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz,

Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Asay, Bliss, Curtiss, Ellerd, Ernst, Hanson, Harp, Howe, Jacobsen, Jones, Koehnke, Marks, Phillips, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin.

Total 23

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 437 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bachini, Bardanouve, Brand, Farris, J. Jensen, McBride, Peck, Saunders.

Total 8

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 444 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bachini, Daily, Jacobsen, Lybeck, McCormick, Peck.

Total 6

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 486 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 488 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 524 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Ellerd, Hemstad.

Total 2

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 528 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Curtiss, Hansen, Hanson, Iverson, Kitselman, Lybeck, Marks, Ramirez.

Total 8

Excused: Nordtvedt.

Total 1

Absent or not voting: Ellison R. Jensen.

Total 2

HB 539 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanouve, Farris, Hansen, Peck.

Total 4

Excused: Nordtvedt.

Total 1

Absent or not voting: Ellison.

Total 1

HB 545 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Compton, Hannah, Keyser, Sales.

Total 4

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 556 passed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, McBride, Marks, Manuel, Miller, Nilson, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 60

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, Connelly, Donaldson, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hart, J. Jensen, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Mueller, Neuman, Nisbet, Pavlovich, Peck, Saunders, Schultz, Schye, Swift, Thoft, Veleber, Williams, Mr. Speaker.

Total 39

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

HB 559 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth,

Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.
Total 0

Excused: Nordtvedt.
Total 1

Absent or not voting: Phillips.
Total 1

HB 629 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: None.
Total 0

Excused: Nordtvedt.
Total 1

Absent or not voting: Kadas, Swift.
Total 2

SB 10 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 95

Noes: Hart, Shontz, Zabrocki.
Total 3

Excused: Nordtvedt.
Total 1

Absent or not voting: Hansen.
Total 1

SB 160 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Hannah, Stobie, Switzer.

Total 3

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

Representative Ellerd excused at this time.

HB 91, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Nordtvedt.

Total 2

Absent or not voting: Asay, Hansen.

Total 2

MOTIONS

Representative Vincent moved that consideration on HJR 8, second reading this day, be passed until the 40th legislative day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Nilson in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Phillips and Wallin excused at this time.

HB 546 - That HB 546, second reading copy, be amended as follows:

1. Page 2, line 16.

Strike: "MAXIMUM"

Insert: "design"

Strike: "of 760"

Insert: "of 545 by 215"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 83

Noes: Brand, McCormick, Schultz.

Total 3

Excused: Ellerd, Nordtvedt, Phillips, Wallin.

Total 4

Absent or not voting: Ellison, Fabrega, Hannah, Hart, Kemmis, McBride, Marks, Neuman, Stobie, Winslow.

Total 10

That HB 546, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Ramirez, Ream, Roush, Sales, Saunders, Schye, Seifert, Shontz, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 59

Noes: Asay, Bliss, Brand, Compton, Curtiss, Daily, Devlin, Ellison, Ernst, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, McCormick, Marks, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ryan, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Winslow.

Total 37

Paired: Waldron, Aye; Wallin, No.

Excused: Ellerd, Nordtvedt, Phillips.

Total 3

Absent or not voting: Vinger.

Total 1

HB 630 - That HB 630 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Hannah, Stobie, Swift.
Total 3

Excused: Ellerd, Nordtvedt, Phillips, Wallin.
Total 4

Absent or not voting: Asay, Curtiss, Harp.
Total 3

Representative Asay excused at this time.

SJR 1 - That SJR 1 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 93

Noes: None.
Total 0

Excused: Asay, Ellerd, Nordtvedt, Phillips, Wallin.
Total 5

Absent or not voting: Brand, Switzer.
Total 2

Representative Curtiss excused at this time.

HB 9 - That HB 9, second reading copy, be amended as follows:

1. Page 2, line 17.

Following: "department"

Insert: ", subject to the limitation provided in subsection (4),"

2. Page 3, line 2.

Following: line 1

Insert: "(4) A financial district may not receive more than one-third of the total funds available for the federal-aid primary system in any biennium. If a financial district would receive more than one-third of the total funds available under the formula in

subsection (3), its apportionment is limited to the one-third maximum and any excess funds it would have received must be redistributed among the other districts according to the formula."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 92

Noes: None.
Total 0

Excused: Asay, Curtiss, Ellerd, Nordtvedt, Phillips, Wallin.
Total 6

Absent or not voting: Hannah, Harrington.
Total 2

Representative Asay present at this time.

That HB 9, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bergene, Bertelsen, J. Brown, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Sales, Saunders, Schultz, Seifert, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Yardley, Zabrocki.
Total 65

Noes: Addy, Asay, Bengtson, Bliss, Brand, D. Brown, Compton, Daily, Fagg, Hannah, Hanson, Harrington, Jacobsen, Kitselman, Pavlovich, Quilici, Ramirez, Roush, Ryan, Sands, Schye, Shontz, Solberg, Switzer, Vinger, Winslow.
Total 26

Excused: Curtiss, Ellerd, Nordtvedt, Phillips, Wallin.
Total 5

Absent or not voting: Connelly, Kennerly, Keyser, Williams.
Total 4

Representative Marks excused at this time.

HB 59 - That HB 59 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe,

Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Bardanouve.
Total 1

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.
Total 6

Absent or not voting: J. Brown, Fagg, Harp, Hart.
Total 4

HB 168 - Representative Pistoria moved that HB 168 do pass. Representative Yardley made a substitute motion that HB 168 do not pass. The substitute motion failed as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Brand, D. Brown, Daily, Darko, Donaldson, Driscoll, Eudaily, Hart, Holliday, R. Jensen, Jones, Keenan, Kemmis, Lory, Lybeck, Manuel, Menahan, Metcalf, Mueller, Pavlovich, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Veleber, Vinger, Waldron, Williams, Yardley.
Total 43

Noes: Abrams, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Devlin, Dozier, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Schultz, Swift, Switzer, Underdal, Vincent, Winslow, Zabrocki.
Total 48

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.
Total 6

Absent or not voting: Fagg, Harper, Schye.
Total 3

Representative Waldron moved that HB 168, second reading copy, be amended. Representative Waldron withdrew his amendment.
Representative Ramirez moved that HB 168 be placed below SB 45. Motion carried.

HB 268 - That HB 268 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Asay, Bliss, Devlin, Keyser, Koehnke, Schultz, Swift, Vinger.

Total 8

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Bertelsen, Compton, Daily, Dozier, Fagg, Keenan, Menahan.

Total 7

HB 277 - That HB 277 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Vincent, Vinger, Waldron, Williams, Yardley.

Total 79

Noes: Bliss, Compton, Devlin, Ernst, Hanson, Keyser, Kitselman, Schultz, Shontz, Switzer, Thoft, Veleber, Winslow, Zabrocki.

Total 14

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Dozier.

Total 1

HB 349 - That HB 349 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 87

Noes: Peck, Stobie.

Total 2

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Dozier, Lybeck, McCormick, Pistoria, Winslow.

Total 5

HB 507 - That HB 507 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson,

Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Zabrocki.

Total 86

Noes: Abrams, McBride, Nisbet, Spaeth, Yardley.

Total 5

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Bertelsen, McCormick, Waldron.

Total 3

HB 509 - That HB 509 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 90

Noes: Stobie.

Total 1

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Hannah, McCormick, Yardley.

Total 3

HB 516 - That HB 516, second reading copy, be amended as follows:

1. Title, line 6.

Strike: "SEARCH AND SEIZURE OR"

2. Title, line 7.

Following: "RULE"

Insert: "IN SEARCH AND SEIZURE CASES"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan,

Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 84

Noes: Eudaily, Swift.

Total 2

Excused: Curtiss, Ellerd, Marks, Nordtvedt, Phillips, Wallin.

Total 6

Absent or not voting: Ellison, Fabrega, Fagg, Kemmis, McCormick, Manuel, Thoft, Yardley.

Total 8

Committee on Appropriations excused at this time.

Representative Addy moved that HB 516, as amended, do pass. Representative D. Brown made a substitute motion that HB 516, as amended, do not pass. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 52

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Metcalf, Nisbet, Pistoria, Ream, Shontz, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 38

Paired: Curtiss, Donaldson, Ellerd, Ernst, Fagg, Marks, Nordtvedt, Phillips, Stobie, Swift, Wallin, Winslow, Ayes; Addy, Bardanouve, Brand, Daily, Darko, Driscoll, Farris, J. Jensen, Metcalf, Ream, Spaeth, Vincent, Noes.

Excused: Bengtson, Connelly, Hemstad, Lory, Manuel, Menahan, Peck, Quilici, Thoft, Waldron.

Total 10

Absent or not voting: None.

Total 0

HB 542 - That HB 542 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Yardley, Zabrocki.

Total 67

Noes: Bachini, Farris, Hansen, Jacobsen, Keyser, McCormick, Schultz, Vinger.

Total 8

Excused: Bardanouve, Bengtson, Brand, Connelly, Curtiss, Donaldson, Ellerd, Ernst, Hemstad, Lory, Marks, Manuel, Menahan, Nordtvedt, Peck, Phillips, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Wallin, Winslow.

Total 24

Absent or not voting: Williams.

Total 1

HB 547 - That HB 547 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Yardley, Zabrocki.

Total 73

Noes: Williams.

Total 1

Excused: Bardanouve, Bengtson, Brand, Connelly, Curtiss, Donaldson, Ellerd, Ernst, Hemstad, Lory, Marks, Manuel, Menahan, Nordtvedt, Peck, Phillips, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Wallin, Winslow.

Total 24

Absent or not voting: Harrington, Lybeck.

Total 2

HB 560 - That HB 560 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Brand, Connelly, Curtiss, Donaldson, Ellerd, Ernst, Hemstad, Lory, Marks, Manuel, Menahan, Nordtvedt, Peck, Phillips, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Wallin, Winslow.

Total 24

Absent or not voting: Hanson.

Total 1

Representative Vincent moved that consideration on HB 563, HB 168, HJR 17, and SB 45 be passed for the day. Motion carried.

HB 619 - That HB 619 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Darko, Devlin, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nisbet, Pistoria, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Zabrocki.

Total 59

Noes: Daily, Dozier, Driscoll, Hansen, Harper, Hart, Kadas, Keenan, Kemmis, Koehnke, Lybeck, Nilson, O'Connell, Pavlovich, Ream, Yardley.

Total 16

Excused: Bardanouve, Bengtson, Brand, Connelly, Curtiss, Donaldson, Ellerd, Ernst, Hemstad, Lory, Marks, Manuel, Menahan, Nordtvedt, Peck, Phillips, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Wallin, Winslow.

Total 24

Absent or not voting: Harrington.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Nilson moved that the committee of the whole report be deemed read. Motion carried. Chairman Nilson moved the adoption of the committee report. Report adopted. (74-1)

MOTIONS

Representative Harp moved that his name be removed from the sponsor list on HB 730. Motion carried.

Representative Vincent moved that the House adjourn until 10:00 a.m., February 12, 1983.

Motion carried.

House adjourned at 8:11 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-SIXTH LEGISLATIVE DAY

Helena, Montana
February 12, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Asay, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/11/83
Signed by the Speaker at 5:23 p.m., 2/11/83: HB 56, HB 72, HB 98, HB 132, HB 236.

NATURAL RESOURCES (Harper, Chairman): 2/11/83
HB 108, do pass. Report adopted.

Adverse Committee Reports

NATURAL RESOURCES (Harper, Chairman): 2/11/83
HB 676, do not pass.

HB 535 - Representative Williams moved that the adverse committee report on HB 535 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Addy, Brand, Saunders.
Total 3

Excused: Asay.
Total 1

Absent or not voting: Bergene, Daily, Ellerd, Fagg, Harrington, Yardley.
Total 6

HB 661 - Representative Nilson moved that the adverse committee report on HB 661 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Farris, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Yardley, Zabrocki.

Total 73

Noes: Addy, Bertelsen, Brand, Darko, Dozier, Fabrega, Hammond, Harper, Harrington, J. Jensen, Kadas, Menahan, Metcalf, Nilson, Nisbet, Ream, Saunders, Veleber, Vincent, Waldron, Williams, Winslow, Mr. Speaker.

Total 23

Excused: Asay.

Total 1

Absent or not voting: Bergene, Ellerd, Fagg.

Total 3

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 2/11/83

HB 134, introduced by Williams

Senate bills passed and transmitted to the House for concurrence: 2/11/83

SB 56, introduced by Hager

SB 107, introduced by Blaylock, Schye, McBride, et al.

SB 144, introduced by Turnage, Towe

SB 150, introduced by Story

SB 154, introduced by Keating, Fagg

SB 182, introduced by Hammond, Galt, Kolstad, et al.

SB 200, introduced by Van Valkenburg

SB 213, introduced by Dover, Gage, Keating

SB 232, introduced by Regan

SB 270, introduced by Regan

SB 273, introduced by Dover

SB 311, introduced by Himsl, Blaylock, Hazelbaker, et al.

MOTIONS

Representative Nordtvedt moved that HB 709 be taken from the Committee on Taxation and referred to the Select Committee on Economic Development. Motion carried.

Representative Addy moved that HB 471 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Dozier moved that HB 627 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Hart moved that HB 682 be taken from the Committee on Human Services and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that consideration on SB 45, second reading this day, be postponed until the 46th legislative day. Motion carried.

Representative Vincent moved that consideration on HB 168, second reading this day, be postponed until the 38th legislative day. Motion carried.

Representative Jacobsen moved that HB 16 be taken from second reading and referred to the Committee on Taxation. Motion failed.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 200 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Ryan, Stobie.

Total 2

Excused: Asay.

Total 1

Absent or not voting: Brand, Keyser, Peck.

Total 3

HB 318 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Bliss, Hannah, Harp, R. Jensen, Jones, Keyser, Kitselman, McBride, Marks, Neuman, Nordtvedt, Phillips, Ramirez, Schultz, Seifert, Stobie, Swift, Switzer, Thoft, Winslow.

Total 20

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 357 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 358 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 63

Noes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 35

Excused: Asay.

Total 1

Absent or not voting: Bergene.

Total 1

HB 406 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Peck, Seifert, Swift, Thoft.

Total 4

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 454 failed to pass as follows:

Ayes: Addy, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 49

Noes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 51

Paired: Driscoll, Aye; Asay, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 455 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Driscoll, Ellerd, Fagg, Hanson, McCormick, Ryan, Solberg, Stobie, Underdal, Wallin.

Total 10

Excused: Asay.

Total 1

Absent or not voting: R. Jensen.

Total 1

HB 483 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 557 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 567 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Daily, Stobie.

Total 2

Excused: Asay.

Total 1

Absent or not voting: Connelly, Williams.

Total 2

HB 571 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bachini, Bliss, Brand, D. Brown, Hansen, Koehnke, Nilson, Peck, Roush, Ryan, Stobie.

Total 11

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 572 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Hansen, Koehnke, Ryan, Stobie.

Total 5

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 578 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Asay.

Total 1

Absent or not voting: Spaeth.

Total 1

HB 592 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, D. Brown, Koehnke, Lybeck, Ryan, Solberg, Stobie.

Total 7

Excused: Asay.

Total 1

Absent or not voting: Bengtson, Hansen.

Total 2

HB 615 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bachini, Brand, Connelly, Peck.

Total 4

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

HB 616 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Ellerd, Sales, Shontz.

Total 3

Excused: Asay.

Total 1

Absent or not voting: Ellison.

Total 1

SJR 1, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Howe, Peck.

Total 2

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Fabrega in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Driscoll, Neuman, and Vincent excused at this time.

HB 563 - That HB 563, second reading copy, be amended as follows:

1. Title, line 5.
Strike: "10%"
Insert: "7%"
2. Page 1, line 12.
Strike: "10%"
Insert: "7%"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Williams, Zabrocki.
Total 81

Noes: Bliss, Ellerd, Hart, R. Jensen, Lybeck, Mueller, Peck, Wallin, Yardley.
Total 9

Excused: Asay, Driscoll, Neuman, Vincent.
Total 4

Absent or not voting: Hannah, Iverson, Nordtvedt, Sands, Seifert, Winslow.
Total 6

Representative Vincent present at this time.

Representative Pavlovich moved that HB 563, as amended, do pass. Representative Metcalf made a substitute motion that HB 563, as amended, do not pass. The substitute motion carried as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hanson, Harp, Harper, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Mueller, Nordtvedt, Peck, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.
Total 60

Noes: Addy, Bachini, Brand, D. Brown, Compton, Daily, Dozier, Driscoll, Hand, Hansen, Harrington, Hart, Hemstad, Jacobsen, Jones, Keenan, Lory, McCormick, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Saunders, Schye, Spaeth, Switzer, Vinger, Zabrocki.

Total 35

Paired: Vincent, Aye; Driscoll, No.

Excused: Asay, Neuman.

Total 2

Absent or not voting: Hannah, Iverson, Keyser.

Total 3

HJR 17 - That HJR 17 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Ellison, Hemstad, Jones, Marks, Mueller, Ryan, Sales, Schultz, Smith, Stobie, Switzer, Thoft.

Total 12

Excused: Asay, Driscoll, Neuman.

Total 3

Absent or not voting: Iverson.

Total 1

Representative Driscoll present at this time.

HB 16 - That HB 16, second reading copy, be amended as follows:

1. Title, lines 8 and 9.

Following: "EFFECTIVE" on line 8

Strike: "JANUARY 1, 1985"

Insert: "FEBRUARY 15, 1985"

2. Page 2, lines 4 and 5.

Following: "EFFECTIVE" on line 4

Strike: "JANUARY 1, 1985"

Insert: "February 15, 1985"

3. Page 2, lines 7 and 8.

Following: "EFFECTIVE" on line 7

Strike: "JANUARY 1, 1985"

Insert: "February 15, 1985"

4. Page 2, line 18.

Strike: "DECEMBER 31, 1984"

Insert: "February 15, 1985"

5. Page 3, line 17.

Strike: "DECEMBER 31, 1984"

Insert: "February 15, 1985"

Amendment passed as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Stobie, Switzer, Thoft, Waldron, Wallin, Winslow.

Total 60

Noes: Abrams, Addy, Brand, Connelly, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hansen, Harrington, Holliday, Howe, Kadas, Kemmis, Lory, McBride, Nisbet, Nordtvedt, Ramirez, Schye, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Vinger, Williams, Yardley.

Total 31

Excused: Asay, Neuman.

Total 2

Absent or not voting: Donaldson, Harper, Hart, Kennerly, Marks, Underdal, Zabrocki.

Total 7

That HB 16, second reading copy, be further amended as follows:

1. Page 7.

Following: line 7

Insert: "(8) Funds authorized by this section shall be used for construction and maintenance programs only."

Amendment passed as follows:

Ayes: Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Marks, Manuel, Metcalf, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin.

Total 49

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harrington, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Vincent, Williams, Yardley, Zabrocki.

Total 42

Excused: Asay, Neuman.

Total 2

Absent or not voting: Harper, Keyser, Lory, Lybeck, Pavlovich, Pistoria, Winslow.

Total 7

That HB 16, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bliss, D. Brown, Curtiss, Devlin, Donaldson, Ellerd, Hannah, Hanson, Keyser, Marks, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 24

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 72

Excused: Asay, Neuman.

Total 2

Absent or not voting: Ellison, Iverson.

Total 2

Representative Neuman present at this time.

Representative J. Jensen excused at this time.

That HB 16, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bliss, Brand, Ellerd, Hannah, Iverson, R. Jensen, Jones, Nilson, Nordtvedt, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Thoft, Underdal.

Total 18

Paired: J. Jensen, Aye; Seifert, No.

Excused: Asay.

Total 1

Absent or not voting: Hansen.

Total 1

HB 90 - That HB 90 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich,

Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Asay, J. Jensen.

Total 2

Absent or not voting: Bliss, Daily, Quilici, Yardley.

Total 4

Representative J. Jensen present at this time.

HB 260 - That HB 260 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 78

Noes: Bachini, Bardanouve, Brand, Devlin, Ellerd, Holliday, Jacobsen, J. Jensen, R. Jensen, Koehnke, Peck, Roush, Ryan, Sales, Saunders, Shontz, Solberg, Stobie, Underdal, Wallin, Yardley.

Total 21

Excused: Asay.

Total 1

Absent or not voting: None.

Total 0

Representatives Driscoll and Sands excused at this time.

HB 290 - That HB 290 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Asay, Driscoll, Sands.

Total 3

Absent or not voting: D. Brown, Hansen, Howe, Pavlovich, Waldron.

Total 5

Representative Manuel excused at this time.

Representative Driscoll present at this time.

HB 322 - That HB 322 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Asay, Manuel, Sands.

Total 3

Absent or not voting: Compton, Menahan, Seifert, Solberg, Waldron.

Total 5

HB 337 - That HB 337 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Ryan, Stobie, Switzer, Underdal.

Total 4

Excused: Asay, Manuel, Sands.

Total 3

Absent or not voting: McCormick, Nordtvedt, Solberg.

Total 3

Representative Waldron excused at this time.

HB 361 - That HB 361 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Asay, Manuel, Sands, Waldron.

Total 4

Absent or not voting: Bertelsen, Metcalf, Spaeth.

Total 3

HB 377 - Representative Vincent moved that consideration on HB 377 be passed for the day. Motion carried.

HB 391 - That HB 391 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Connelly.

Total 1

Excused: Asay, Manuel, Sands, Waldron.

Total 4

Absent or not voting: Harper, McCormick, Menahan, Ramirez, Vinger, Yardley.

Total 6

Representatives Driscoll and Fagg excused at this time.

HB 451 - Representative Daily moved that HB 451 be placed below HB 133. Motion carried.

HB 505 - That HB 505 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Asay, Driscoll, Fagg, Manuel, Sands, Waldron.

Total 6

Absent or not voting: Kadas, Menahan, Pavlovich, Ramirez, Williams.

Total 5

Representative Driscoll present at this time.

HB 525 - That HB 525 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Curtiss, Ellerd, Ellison, Ernst, Hannah, Hanson, Jones, Marks, Nordtvedt, Sales, Seifert, Swift, Thoft, Underdal, Vinger, Wallin.

Total 16

Excused: Asay, Fagg, Manuel, Sands, Waldron.

Total 5

Absent or not voting: Brand, Compton, Kennerly, McCormick.

Total 4

HB 531 - That HB 531 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Asay, Fagg, Manuel, Sands, Waldron.

Total 5

Absent or not voting: Bengtson, Holliday, R. Jensen, Vinger.

Total 4

Representative Waldron present at this time.

HB 541 - That HB 541 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Asay, Fagg, Manuel, Sands.

Total 4

Absent or not voting: R. Jensen, Switzer, Vinger.

Total 3

Representatives Harp and Neuman excused at this time.

HB 554 - That HB 554 do pass. Motion carried as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Sales, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 59

Noes: Abrams, Addy, Bliss, Compton, Curtiss, Devlin, Donaldson, Hannah, Hanson, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, McCormick, Marks, Mueller, Pavlovich, Phillips, Quilici, Roush, Ryan, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 35

Excused: Asay, Fagg, Harp, Manuel, Neuman, Sands.

Total 6

Absent or not voting: None.

Total 0

HB 562 - That HB 562 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen,

R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Asay, Fagg, Harp, Manuel, Neuman, Sands.

Total 6

Absent or not voting: Daily.

Total 1

Representatives Dozier, Pavlovich, and the Committee on Local Government excused at this time.

HB 568 - That HB 568 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Asay, Bertelsen, Darko, Dozier, Fagg, Hand, Harp, Keenan, McBride, Manuel, Neuman, Pavlovich, Pistoria, Sands, Schye, Switzer, Vinger.

Total 17

Absent or not voting: Daily, Williams.

Total 2

HB 577 - Representative Vincent moved that consideration on HB 577 be passed for the day. Motion carried.

HB 584 - That HB 584 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hannah, Hanson, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Farris, Harrington, J. Jensen, Kadas, Koehnke, Lory, Peck, Veleber.

Total 8

Excused: Asay, Bergene, Bertelsen, Darko, Dozier, Fagg, Hand, Hansen, Harp, Holliday, Keenan, Kitselman, McBride, Manuel, Pavlovich, Pistoria, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 22

Absent or not voting: None.

Total 0

Representative Driscoll excused at this time.

HB 588 - That HB 588 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hannah, Hanson, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Lory, Lybeck, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nordtvedt, Peck, Phillips, Ramirez, Roush, Ryan, Saunders, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Vincent, Williams, Winslow, Zabrocki.

Total 59

Noes: Brand, Hammond, Harper, Hart, J. Jensen, Kemmis, Metcalf, Nisbet, Ream, Veleber, Yardley.

Total 11

Excused: Asay, Bertelsen, Darko, Dozier, Driscoll, Fagg, Hand, Hansen, Harp, Holliday, Kadas, Keenan, Kitselman, McBride, Manuel, Pavlovich, Pistoria, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 25

Absent or not voting: Harrington, Koehnke, O'Connell, Quilici, Schultz.

Total 5

Representative Driscoll present at this time.

HB 606 - That HB 606 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Thoft, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 64

Noes: Daily, Devlin, Driscoll, Farris, Jacobsen, J. Jensen, Ream, Shontz, Underdal, Veleber.

Total 10

Excused: Asay, Bertelsen, Darko, Dozier, Fagg, Hand, Hansen, Harp, Holliday, Kadas, Keenan, Kitselman, McBride, Manuel, Pavlovich, Pistoria, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 24

Absent or not voting: Marks, O'Connell.

Total 2

HB 618 - That HB 618 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Brand, Peck.

Total 2

Excused: Asay, Bertelsen, Darko, Dozier, Fagg, Hand, Hansen, Harp, Holliday, Kadas, Keenan, Kitselman, McBride, Manuel, Pavlovich, Pistoria, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 24

Absent or not voting: Marks, Thoft.

Total 2

Representatives Bergene and Ramirez excused at this time.

HB 623 - That HB 623 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Donaldson, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ream, Roush, Saunders, Shontz, Smith, Spaeth, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Abrams, Curtiss, Devlin, Ellerd, Jacobsen, Jones, Ryan, Seifert, Solberg, Swift, Thoft, Underdal.

Total 12

Excused: Asay, Bergene, Bertelsen, Darko, Dozier, Fagg, Hand, Hansen, Harp, Holliday, Kadas, Keenan, Kitselman, McBride, Manuel, Pavlovich, Pistoria, Ramirez, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 26

Absent or not voting: D. Brown, Ellison, Marks, Schultz.

Total 4

Representatives Dozier and Pavlovich present at this time.

Representative Hemstad excused at this time.

HB 628 - That HB 628 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harper, Harrington, Hart, Howe, Iverson,

Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Asay, Bergene, Bertelsen, Darko, Fagg, Hand, Hansen, Harp, Hemstad, Holliday, Kadas, Keenan, Kitselman, McBride, Manuel, Pistoria, Ramirez, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 25

Absent or not voting: Marks.

Total 1

Representative Harp present at this time.

Representative Iverson excused at this time.

HJR 12 - That HJR 12 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Compton, Connelly, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Harp, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Bliss, Curtiss, Devlin, Hanson, R. Jensen, McCormick.

Total 6

Excused: Asay, Bergene, Bertelsen, Darko, Fagg, Hand, Hansen, Hemstad, Holliday, Iverson, Kadas, Keenan, Kitselman, McBride, Manuel, Pistoria, Ramirez, Sales, Sands, Schye, Stobie, Switzer, Vinger, Waldron, Wallin.

Total 25

Absent or not voting: Daily.

Total 1

Representative Stobie present at this time.

HJR 18 - That HJR 18 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Asay, Bergene, Bertelsen, Darko, Fagg, Hand, Hansen, Hemstad, Holliday, Iverson, Kadas, Keenan, Kitselman, McBride, Manuel, Pistoria, Ramirez, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 24

Absent or not voting: D. Brown, Devlin.

Total 2

HB 133 - That Senate amendments to HB 133 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Howe, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Harper, Jacobsen, Kemmis.

Total 3

Excused: Asay, Bergene, Bertelsen, Darko, Fagg, Hand, Hansen, Hemstad, Holliday, Iverson, Kadas, Keenan, Kitselman, McBride, Manuel, Pistoria, Ramirez, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 24

Absent or not voting: Brand, Solberg.

Total 2

HB 451 - Representative Menahan moved that consideration on HB 451 be passed until the 37th legislative day. Motion carried.

Representative Hemstad present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Fabrega moved that the committee of the whole report be deemed read. Motion carried. Chairman Fabrega moved the adoption of the committee report. Report adopted. (74-2)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

2/12/83

Correctly printed: HB 108, HB 468, HB 472, HB 489, HB 514, HB 515, HB 520, HB 532, HB 533, HB 589, HB 595, HB 608, HB 633, HB 642, HB 653, HB 657.

Considered correctly engrossed: HB 59, HB 268, HB 507, HB 509, HB 547.

Correctly engrossed: HB 9, HB 546.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/11/83

Recommend that at the beginning of business February 14, 1983, the following be employed:

Shannon Swanz.....Page
Ray Safarik.....Page

Chris Marks.....	Page
Marlin Patton	Page
Mellisa Brown	Page
Brett Roose	Page
Wynette Fabrega	Page
Joseph Harkins	Page
Julie Flynn	Page
Yvonne Schladweiler.....	Page
Traci Chisholm	Page

Recommend that at the close of business February 12, 1983, the following employment be terminated:

Carla Rasmussen	Page
Maile Field	Page
Richard Schmidt	Page
Becky Daily	Page

APPROPRIATIONS (Bardanoue, Chairman): 2/11/83
HB 144, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman): 2/11/83
HB 328, introduced bill, be amended as follows:

1. Title, line 5.
Following: "UNANNOUNCED"
Strike: "INSPECTIONS OF"
Insert: "INQUIRIES AT"
2. Page 2, lines 8 and 9.
Strike: "2 except long-term care facilities,"
3. Page 2, line 10.
Following: "inspection."
Strike: "The"
Insert: "(5) In addition to and separate from the inspection required in subsection (4), the"
4. Page 2, line 11.
Following: "unannounced"
Strike: "inspection of"
Insert: "inquiry at"
5. Page 2, line 12.
Following: "facility."
Insert: "The purpose of the inquiry is to ensure that a caring environment is maintained at each long-term care facility. The department shall adopt rules establishing criteria and a procedure for conducting the inquiry."
Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 328

House Bill 328 requires a statement of intent because it requires the Department of Health and Environmental Sciences to conduct an annual unannounced inquiry at each licensed long-term care facility.

The Legislature contemplates that such inquiry should include, but not be limited to, the following:

(1) Consideration of general resident care and treatment, including resident's personal hygiene and cleanliness.

(2) Consideration of the living environment, including cleanliness of the premises.

(3) Consideration of the residents' general well-being and morale.

(4) Consideration of the facility's staff's morale.

Further, the process for conducting the inquiry should include, at a minimum, a survey of the residents by written instrument or personal interview, a survey of the facility's staff, a general tour of the facility, and other activity as may be reasonable.

JUDICIARY (D. Brown, Chairman):

2/12/83

HB 220, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "AN ACTION"

Insert: "CERTAIN LANDLORD-TENANT PROCEEDINGS"

2. Title, line 7.

Following: "SECTION"

Strike: "70-24-421"

Insert: "70-24-427"

3. Page 1.

Strike: everything following the enacting clause

Insert: "Section 1. Section 70-24-427, MCA, is amended to read:

"70-24-427. Landlord's remedies after termination — payment of rent into court. (1) If the rental agreement is terminated, the landlord has a claim for possession and for rent and a separate claim for actual damages for any breach of the rental agreement.

(2) If, in an action filed pursuant to subsection (1), the pleadings show, or it is otherwise shown, as required in 25-8-101, that the landlord is entitled to receive the rent and that the tenant has the rent in his possession, the court, upon motion of the landlord, shall order the tenant to pay the rent into court pursuant to 25-8-103 pending resolution of the action."

And, as amended, do pass. Report adopted.

HB 501, introduced bill, be amended as follows:

1. Title, line 5.

Following: "AMEND"

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 6.

Following: "49-2-303"

Insert: "AND 49-3-103"

3. Page 3.

Following: line 1

Insert: "Section 2. Section 49-3-103, MCA, is amended to read:

"49-3-103. Permitted distinctions. Nothing in this chapter shall prohibit any public or private employer:

(1) from enforcing a differentiation based on marital status, age, or physical or mental handicap when based on a bona fide occupational qualification reasonably necessary to the normal operation of the

particular business or where the differentiation is based on reasonable factors other than age;

(2) from observing the terms of a bona fide seniority system or any bona fide employee benefit plan such as a retirement, pension, or insurance plan which is not a subterfuge to evade the purposes of this chapter, except that no such employee benefit plan shall excuse the failure to hire any individual; or

(3) from discharging or otherwise disciplining an individual for good cause.””

And, as amended, do pass. Report adopted.

HB 575, introduced bill, be amended as follows:

1. Title, line 7.

Following: “AMENDING”

Strike: “SECTION”

Insert: “SECTIONS 71-3-1112 AND”

2. Page 1, line 19.

Following: “(1)”

Insert: “without limitation by reason of any provision of Title 39, chapters 71 and 72”

3. Page 1.

Following: line 24

Insert: “Section 2. Section 71-3-1112, MCA, is amended to read:

“71-3-1112. Purpose. The purpose of this part is to establish lien rights for physicians, nurses, and hospitals when a person receiving medical treatment:

(1) is injured through the fault or neglect of another; or

(2) is either insured or a beneficiary under insurance.””

And, as amended, do pass. Report adopted.

HB 609, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: “records”

Insert: “or copies thereof”

2. Page 2, line 11.

Following: “records”

Insert: “or copies thereof”

3. Page 2, line 23.

Following: “shall”

Strike: “destroy”

Insert: “return”

Following: “all”

Insert: “dental”

4. Page 2.

Following: line 23

Strike: “regarding the person that were obtained under this section”

Insert: “to the dentist and destroy the file prepared under subsection (4) concerning the person”

And, as amended, do pass. Report adopted.

HB 660, introduced bill, be amended as follows:

1. Title, line 8.

Following: "COMMISSION"

Insert: "OR"

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

2/12/83

HB 129, do pass. Report adopted.

HB 306, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "annual"

2. Page 1, line 16.

Strike: "annual"

3. Page 2, line 2.

Following: "request."

Insert: "A copy of the audit report must be sent to the newspaper publishing the statement."

And, as amended, do pass. Report adopted.

HB 477, do pass. Report adopted.

HB 495, introduced bill, be amended as follows:

1. Title, lines 4 and 5.

Strike: "PROVIDING A TERM OF 4 YEARS FOR APPOINTED"

Insert: "TO CLARIFY FILLING A VACANCY IN THE OFFICES OF"

2. Page 1, line 10.

Strike: "or appointed"

3. Page 1, line 12.

Following: "successor."

Insert: "A vacancy in office must be filled as provided in 7-4-4112."

And, as amended, do pass. Report adopted.

HB 538, do pass. Report adopted.

Adverse Committee Reports

LOCAL GOVERNMENT (McBride, Chairman):

2/12/83

HB 388, introduced bill, be amended as follows:

1. Title, line 6.

Following: "GAMBLING"

Insert: "SUBJECT TO THE APPROVAL OF THE ELECTORATE"

2. Page 1, line 17.

Following: "by ordinance"

Insert: "approved by the electorate in a referendum conducted pursuant to 7-5-132,"

And, as amended, do not pass.

HB 581 - Representatives Fabrega, Hannah, Sands, Kitselman, Asay, Ramirez, Seifert, Devlin, Nordtvedt, Eudaily, Donaldson, Lory, Underdal, Vinger, Bertelsen, Sales, Harp, Mueller, Yardley, and Miller objected to the adverse committee report on HB 581, and requested that the bill be printed and placed on second reading.

2/12/83

MOTIONS

Representative Lybeck moved that his vote on HB 584, second reading this day, be recorded as yes. Motion carried.

FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 700, introduced by Fabrega, Mazurek, Crippen, Fagg, Darko, Vincent, Kemmis, Metcalf, Harper, Schye, Harrington, Neuman, Hansen, Ramirez, Asay, Vinger, Van Valkenburg, Towe, (By Request of the Governor's Office). Referred to House Select Committee on Economic Development.

HB 731, introduced by Ramirez, Yardley. Referred to Committee on Judiciary.

HB 732, introduced by Harper, Koehnke, Stobie. Referred to Committee on Local Government.

HB 733, introduced by Bengtson, Towe. Referred to House Select Committee on Economic Development.

HB 734, introduced by Hart, Lynch, Menahan, J. Jensen, Bertelsen, Veleber, Spaeth, Lory, Mazurek, Waldron. Referred to Committee on Local Government.

HB 735, introduced by Wallin, Ellerd, Schultz, H. Hammond, Iverson, Solberg, Switzer, Compton, Roush, Hannah, Spaeth, Waldron. Referred to Committee on Taxation.

HB 736, introduced by Ream, Veleber, Kadas, J. Brown, Vincent, J. Hammond, Eudaily, Lory, Kemmis, Metcalf, Halligan, Van Valkenburg, Darko, Mohar. Referred to Committee on Taxation.

HB 737, introduced by D. Brown. Referred to Committee on Fish and Game.

HB 738, introduced by Sands, Koehnke, Donaldson, Hannah. Referred to Committee on State Administration.

HB 739, introduced by Keenan, Vincent, Harrington, Daily, Quilici, Menahan, Darko, Ream, Kemmis, Schye, Zabrocki, Nisbet, Nilson, Bengtson, Spaeth, Neuman, Williams, Saunders. Referred to Committee on Taxation.

HB 740, introduced by Neuman. Referred to Committee on Taxation.

HB 741, introduced by Addy, D. Brown, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

HB 742, introduced by O'Connell. Referred to Committee on Taxation.

HB 743, introduced by Curtiss, Smith, Darko, Connelly, Harp, Mueller, B. Brown, Elliott, McCallum. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 744, introduced by Fabrega. Referred to Committee on Education and Cultural Resources.

HB 745, introduced by Schye, Peck, Bachini, Bardanouve, Compton, Manuel, Etchart, E. Smith, H. Hammond. Referred to Committee on Appropriations.

HB 746, introduced by Darko, Mohar, B. Brown, Connelly, Curtiss, Hart, Zabrocki, Mueller, Devlin, Asay. Referred to Committee on Education and Cultural Resources.

HB 747, introduced by Marks, Ramirez, Bertelsen, Thoft, Donaldson, Eudaily, Lory, Swift. Referred to Committee on Taxation.

HB 748, introduced by Driscoll, Fuller. Referred to Committee on State Administration.

- HB 749**, introduced by Hemstad, Bengtson, Farris, Connelly, McBride, Curtiss, Holliday, Hanson, Bergene, Howe, O'Connell, Hansen, J. Brown, Darko, Keenan, Hart. Referred to Committee on Labor and Employment Relations.
- HB 750**, introduced by Dozier. Referred to Committee on Taxation.
- HB 751**, introduced by Brand, Menahan, J. Jensen, Harrington, Pavlovich. Referred to Committee on Business and Industry.
- HB 752**, introduced by Kadas, D. Brown. Referred to Committee on Business and Industry.
- HB 753**, introduced by Shontz, Fabrega, Bengtson, Hemstad. Referred to Committee on Taxation.
- HB 754**, introduced by McBride, Farris, Hemstad, Bergene. Referred to Committee on Labor and Employment Relations.
- HB 755**, introduced by Yardley, Fabrega, Metcalf, McBride, Schye. Referred to House Select Committee on Economic Development.
- HB 756**, introduced by Waldron. Referred to Committee on Labor and Employment Relations.
- HB 757**, introduced by Brand, D. Brown, Keyser, Winslow. Referred to Committee on State Administration.
- HB 758**, introduced by Bergene, Miller, Hemstad, Fabrega. Referred to Committee on Appropriations.
- HB 759**, introduced by Menahan, Keenan, Haffey, Pavlovich, Quilici, Daily, Brand, Lynch. Referred to Committee on Appropriations.
- HB 760**, introduced by Roush, Shontz, Jacobsen, Haffey, Mazurek, Lynch, Jacobson, Stimatz, E. Smith. Referred to Committee on Local Government.
- HB 761**, introduced by Addy, McCormick, Harrington, Daily, Keyser, Ramirez, Kitselman, D. Brown. Referred to Committee on Judiciary.
- HB 762**, introduced by Lory, Ream, Kadas, J. Jensen, Waldron. Referred to Committee on Natural Resources.
- HB 763**, introduced by Fabrega, Hemstad, Bergene, McCormick, Miller, O'Connell, Farris, Pistoria, Nisbet, Nilson, Neuman. Referred to Committee on Human Services.
- HB 764**, introduced by Nilson, (By Request of the House Fish and Game Committee). Referred to Committee on Fish and Game.
- HB 765**, introduced by Kadas, Fabrega, Vincent, Kemmis. Referred to Committee on Business and Industry.
- HB 766**, introduced by Asay, Fagg, Harp, Devlin, Switzer, Compton, Jacobsen. Referred to Committee on Taxation.
- HB 767**, introduced by Shontz, Menahan, Regan, Story, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.
- HB 768**, introduced by Wallin. Referred to Committee on Judiciary.
- HB 769**, introduced by Wallin, Christiaens, Solberg. Referred to Committee on Judiciary.
- HB 770**, introduced by Hansen, Dozier, Bachini, Kadas, Waldron. Referred to Committee on Natural Resources.
- HB 771**, introduced by Brand, Bergene. Referred to Committee on Appropriations.
- HB 772**, introduced by Bengtson, H. Hammond, Peck, Ernst, Jacobson, Donaldson, Haffey, Tveit, (By Request of the Joint Appropriations Subcommittee on Education). Referred to Committee on Appropriations.
- HB 773**, introduced by Farris, Gage, Bardanouve, Fabrega, J. Jensen, Vincent, Winslow, Christiaens, Bergene, Veleber, Berg, Wallin. Referred to Committee on Human Services.
- HB 774**, introduced by Addy, Vincent, Ramirez, Kemmis, Hemstad, Smith, Jones, McBride. Referred to Committee on Judiciary.

HB 775, introduced by Veleber, Harrington, Daily, Quilici, J. Jensen, Kadas, Bergene, Hansen, Ream, Kennerly, Metcalf, Farris, Spaeth, Schultz, Vincent, Darko, Harper, Winslow, Iverson, Keyser. Referred to Committee on Human Services.

HB 776, introduced by Shontz, Ramirez, H. Hammond, Norman. Referred to Committee on Highways and Transportation.

HB 777, introduced by Waldron. Referred to Committee on Labor and Employment Relations.

HB 778, introduced by Waldron, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.

HJR 21, introduced by Bengtson. Referred to Committee on Education and Cultural Resources.

HJR 22, introduced by Bengtson. Referred to Committee on Education and Cultural Resources.

The following Senate bills were introduced, read first time, and referred to committees:

SB 56, introduced by Hager, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.

SB 107, introduced by Blaylock, Schye, McBride, Bachini, Peck, Harper, Iverson, Hazelbaker, Fuller, Jacobson, Ochsner, Lynch, Lane. Referred to Committee on Human Services.

SB 144, introduced by Turnage, Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on Business and Industry.

SB 150, introduced by Story. Referred to Committee on Human Services.

SB 154, introduced by Keating, Fagg, (By Request of the Personnel and Labor Relations Study Commission). Referred to Committee on Labor and Employment Relations.

SB 182, introduced by H. Hammond, Galt, Kolstad, Thomas, McCallum, Severson. Referred to Committee on Natural Resources.

SB 200, introduced by Van Valkenburg, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Human Services.

SB 213, introduced by Dover, Gage, Keating, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

SB 232, introduced by Regan, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Appropriations.

SB 270, introduced by Regan, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Appropriations.

SB 273, introduced by Dover, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

SB 311, introduced by Himsl, Blaylock, Hazelbaker, Jacobson, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 14, 1983.

Motion carried.

House adjourned at 3:35 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
February 14, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Bliss, D. Brown, Fagg, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-fourth legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced that 5:00 p.m. today is the deadline for bill drafting requests for committee bills and resolutions.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 2/14/83
Delivered to the Governor for his approval at 9:18 a.m., 2/14/83: HB 56, HB 72, HB 98, HB 132, HB 236.

BILLS (Menahan, Chairman): 2/14/83
Correctly printed: HB 129, HB 144, HB 220, HB 306, HB 328, HB 477, HB 493, HB 495, HB 501, HB 530, HB 538, HB 575, HB 581, HB 609, HB 660.
Considered correctly engrossed: HB 90, HB 260, HB 277, HB 290, HB 322, HB 337, HB 349, HB 361, HB 391, HB 505, HB 525, HB 531, HB 541, HB 542, HB 554, HB 560, HB 562, HB 568, HB 584, HB 588, HB 606, HB 618, HB 619, HB 623, HB 628, HB 630, HJR 12, HJR 17, HJR 18.
Correctly engrossed: HB 16.

APPROPRIATIONS (Bardanoue, Chairman): 2/11/83
HB 412, introduced bill, be amended as follows:

1. Page 2.

Following: line 15

Insert: "DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

Water Rights Adjudication Program \$575,000"

2. Page 2, line 20.

Strike: lines 20 through 23 in their entirety

Insert:

"MONTANA STATE UNIVERSITY	\$781,213	\$180,635
UNIVERSITY OF MONTANA	233,767	509,000
EASTERN MONTANA COLLEGE	179,178	277,415
NORTHERN MONTANA COLLEGE	284,375	106,620
WESTERN MONTANA COLLEGE	21,078	95,000
MONTANA COLLEGE OF MINERAL SCIENCE AND TECHNOLOGY	399,171	37,308

The fiscal 1983 expenditures from the current unrestricted subfund at each of the units of the Montana university system listed below shall not exceed: Montana State University — \$40,647,582, University of Montana — \$33,196,957, Eastern Montana College —

\$11,464,876, Northern Montana College — \$5,849,355, Western Montana College — \$3,272,002, Montana College of Mineral Science and Technology — \$7,520,321, except by any amount granted from the vacancy savings contingency fund appropriated to the Governor's Office in House Bill 500 of the 47th Legislature. To the extent revenues generated under provisions of section 20-25-423, MCA, exceed \$13,079,452 in fiscal 1983, general fund shall revert."

3. Page 3.

Following: line 8

Insert: "SUPREME COURT

Clerk of Court \$20,300

Boards and Commissions 17,000"

4. Page 3, line 9.

Strike: "\$3,514,107 \$100,000"

Insert: "\$4,126,437 \$1,305,978"

5. Page 3.

Following: line 9

Insert: "Section 6. House Bill 500, Laws of Montana 1981, Section C. Natural Resources and Business Regulation: Department of Natural Resources, item 5, Water Resources Division, Fiscal Year 1983. Other Appropriated Funds is reduced from \$2,840,433 to \$1,764,026.

Section 7. House Bill 500, Laws of Montana 1981, Section A. Legislative, Judicial, and Administrative Agencies; Judiciary, item 9, Water Courts Supervision, Fiscal Year 1983. Other Appropriated Funds is reduced from \$349,762 to \$230,762."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

JUDICIARY (Addy, Vice-Chairman):

2/14/83

HB 467, introduced bill, be amended as follows:

1. Page 1, line 23 through line 10, page 2.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

2. Page 2, line 15.

Following: "as a"

Strike: "law enforcement"

Insert: "peace"

3. Page 2, line 19.

Following: "of a"

Strike: "law enforcement"

Insert: "peace"

4. Page 2, line 21.

Following: "by a"

Strike: "law enforcement"

Insert: "peace"

5. Page 2, line 23.

Following: "request"

Strike: "the"

Insert: "a qualified"

6. Page 3, line 20.

Following: "attorney"

Strike: "and" on line 20 through "decedent" on line 22

And, as amended, do pass. Report adopted.

HB 666, do pass. Report adopted.

HB 684, do pass. Report adopted.

HJR 19, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman): 2/12/83

HB 459, do pass. Report adopted.

HB 476, do pass. Report adopted.

HB 491, do pass. Report adopted.

HB 579, do pass. Report adopted.

TAXATION (Yardley, Chairman): 2/14/83

HB 527, do pass. Report adopted.

HB 641, do pass. Report adopted.

HB 644, do pass. Report adopted.

HB 693, do pass. Report adopted.

Adverse Committee Reports

LOCAL GOVERNMENT (McBride, Chairman): 2/12/83

HB 469, do not pass.

HB 388 - Representatives Darko, Schye, Keenan, Menahan, Pistoria, Pavlovich, Fabrega, Hansen, Daily, Holliday, Iverson, Spaeth, Neuman, Bergene, Vinger, Zabrocki, Nilson, Harrington, Dozier, and D. Brown objected to the adverse committee report on HB 388, and requested that the bill be printed and placed on second reading.

2/14/83

HB 587 - Representative Yardley moved that the adverse committee report on HB 587 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Hannah, Kitselman, Sands, Veleber, Wallin, Winslow.

Total 6

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Ellerd, J. Jensen, Quilici, Stobie.

Total 4

HB 647 - Representative Metcalf moved that the adverse committee report on HB 647 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Mr. Speaker.

Total 74

Noes: Asay, Curtiss, Daily, Dozier, Ellison, Fabrega, Hannah, Manuel, Metcalf, Nordtvedt, Pavlovich, Quilici, Sales, Sands, Seifert, Solberg, Vinger, Waldron, Wallin, Zabrocki.

Total 20

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Ellerd, J. Jensen, Stobie.

Total 3

HB 676 - Representative Harper moved that the adverse committee report on HB 676 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Dozier, Farris, Ream, Veleber.

Total 5

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Abrams, Eudaily, J. Jensen.

Total 3

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 14, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 63 and 82.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

2/12/83

HB 106, introduced by Donaldson

House bills concurred in and returned to the House: 2/12/83

HB 95, introduced by Donaldson

HB 154, introduced by Spaeth, Saunders, Schye

HB 155, introduced by Spaeth, Saunders, Schye

Senate bills passed and transmitted to the House for concurrence: 2/12/83

SB 26, introduced by Mazurek, Curtiss

SB 177, introduced by Van Valkenburg

SB 286, introduced by E. Smith, Kolstad, Lee, et al.

SB 304, introduced by Blaylock

SB 312, introduced by Himsl, Blaylock, Hazelbaker, et al.

SB 326, introduced by Blaylock, McCallum, Towe, et al.

MOTIONS

Representative Marks moved that the rules be temporarily suspended to allow for the introduction of a bill. Motion carried.

Representative Nordtvedt moved that HB 658 be printed and placed on second reading. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 55

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Kennerly, Wallin.

Total 2

Representative Pavlovich moved that consideration on HB 472 be passed until the 39th legislative day. Motion carried.

Representative Harper moved that consideration on HB 174 be passed until the 40th legislative day. Motion carried.

Representative Vincent moved that HB 721 be taken from the Committee on Human Services and referred to the Select Committee on Economic Development. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 779**, introduced by Harp, Quilici. Referred to Committee on Taxation.
- HB 780**, introduced by Harp, Bardanouve. Referred to Committee on Taxation.
- HB 781**, introduced by Driscoll, (By Request of the House State Administration Committee). Referred to Committee on State Administration.
- HB 782**, introduced by Winslow, Hager. Referred to Committee on Human Services.
- HB 783**, introduced by Addy, (By Request of the Department of Justice). Referred to Committee on Business and Industry.
- HB 784**, introduced by Vinger. Referred to Committee on Human Services.
- HB 785**, introduced by D. Brown, Addy, Harper, Kemmis, Eck, Fuller, Iverson, Spaeth, Marks, Turnage, Bertelsen. Referred to Committee on Appropriations.
- HB 786**, introduced by D. Brown, Winslow, Addy, Pavlovich, Lynch, Donaldson, Iverson, Keyser, Spaeth, Marks, Harp, Seifert. Referred to Committee on State Administration.
- HB 787**, introduced by Bergene, McCallum. Referred to Committee on Judiciary.
- HB 788**, introduced by O'Connell. Referred to Committee on Local Government.
- HB 789**, introduced by Abrams, Spaeth, D. Brown, Pavlovich, Manuel. Referred to Committee on Taxation.
- HB 790**, introduced by D. Brown. Referred to Committee on Business and Industry.
- HB 791**, introduced by Zabrocki. Referred to Committee on Education and Cultural Resources.
- HB 792**, introduced by Winslow. Referred to Committee on Human Services.
- HB 793**, introduced by Bertelsen. Referred to Committee on Local Government.
- HB 795**, introduced by Committee on Labor and Employment Relations, (By Request of the House Labor and Employment Relations Committee). Referred to Committee on Labor and Employment Relations.
- HB 796**, introduced by Kemmis. Referred to Committee on Judiciary.

The following Senate bills were introduced, read first time, and referred to committees:

- SB 26**, introduced by Mazurek, Curtiss, (By Request of the Joint Subcommittee on Judiciary). Referred to Committee on Judiciary.
- SB 177**, introduced by Van Valkenburg. Referred to Committee on Judiciary.
- SB 286**, introduced by E. Smith, Kolstad, Lee, Ochsner, Stobie, McCallum, Tveit, Hager, H. Hammond, Ryan, Donaldson, Solberg, Vinger, Jensen, Shaw, Underdal, C. Smith, Devlin, Iverson, Keyser, Hanson, Switzer, Compton, Wallin, Thoft, Schultz, Boylan, Graham, B. Brown, Severson, Fagg, Winslow, Bliss, Phillips, Swift, Seifert, Ernst, Hemstad, Gage, Marbut. Referred to Committee on State Administration.
- SB 304**, introduced by Blaylock, (By Request of the Governor's Office). Referred to Committee on State Administration.
- SB 312**, introduced by Himsl, Blaylock, Hazelbaker, Jacobson, (By Request of the Legislative Audit Committee). Referred to Committee on State Administration.

SB 326, introduced by Blaylock, McCallum, Towe, Van Valkenburg.
Referred to Committee on Judiciary.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 9 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Abrams, Compton, Howe, Jacobsen, Kitselman, Ryan, Sands, Schye, Solberg, Switzer, Vinger, Wallin.

Total 12

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, Hammond, Lybeck, Shontz, Stobie.

Total 5

HB 59 passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bardanouve.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, Hansen, Lybeck, Nilson, Shontz.

Total 5

HB 268 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad,

Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Daily, Hanson, Jones, Keyser, Koehnke, Marks, Pavlovich, Phillips, Ramirez, Schultz, Seifert, Swift, Winslow.

Total 13

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, Hansen, Lybeck, Shontz.

Total 4

HB 507 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Nisbet.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, Ellison, Hansen, Lybeck.

Total 4

HB 509 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Stobie.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, J. Jensen, Lybeck.

Total 3

HB 546 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Ream, Roush, Sales, Saunders, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 56

Noes: Bachini, Brand, Compton, Curtiss, Daily, Devlin, Ellison, Ernst, Hannah, Hanson, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, McCormick, Marks, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 40

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay.

Total 1

HB 547 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Curtiss, Williams.

Total 2

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay.

Total 1

HB 133, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones,

Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Harper, Jacobsen, Mr. Speaker.

Total 3

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative McBride in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 377 - Representative Fabrega moved that HB 377 do pass. Representative Devlin made a substitute motion that HB 377 do not pass. The substitute motion failed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Compton, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Hanson, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Neuman, O'Connell, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 40

Noes: Addy, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 57

Paired: Devlin, Aye; Fagg, No.

Excused: Bliss, D. Brown.

Total 2

Absent or not voting: Zabrocki.

Total 1

That HB 377 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson,

Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Schye, Seifert, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 59

Noes: Abrams, Asay, Bengtson, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hanson, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Neuman, O'Connell, Roush, Ryan, Sales, Saunders, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 38

Paired: Fagg, Aye; Devlin, No.

Excused: Bliss, D. Brown.

Total 2

Absent or not voting: Zabrocki.

Total 1

HB 451 - That HB 451 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 62

Noes: Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 38

Paired: D. Brown, Harrington, Quilici, Ayes; Bliss, Fagg, Seifert, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Harrington in the Chair.

HB 577 - That HB 577 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 87

Noes: Daily, Pavlovich.

Total 2

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Devlin, Donaldson, Hannah, Menahan, Quilici, Seifert, Vinger, Williams.

Total 8

Representative McBride in the Chair.

HB 441 - That HB 441 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Bengtson, Daily, Devlin, Donaldson, Fabrega, Hannah, Menahan, Seifert, Vinger.

Total 9

HB 468 - That HB 468 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Compton, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Connelly, McCormick, Switzer.

Total 3

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Bergene, Curtiss, Marks, Manuel, Menahan, Quilici, Vinger.

Total 7

HB 489 - That HB 489 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: McBride.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Hansen, Hanson, Marks, Manuel, Menahan, Quilici, Switzer, Yardley.

Total 8

HB 514 - Representative Spaeth moved that HB 514 do pass. Representative Williams made a substitute motion that HB 514 do not pass. The substitute motion failed as follows:

Ayes: Bachini, J. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hanson, Harrington, Hart, Holliday, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ream, Roush, Schye, Veleber, Vincent, Waldron, Williams.

Total 35

Noes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hansen, Harp, Harper, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Metcalf, Mueller, Neuman, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 59

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Brand, Quilici, Yardley.

Total 3

That HB 514 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Harp, Harper, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Mueller, Neuman, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 55

Noes: Asay, Bachini, J. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Holliday, J. Jensen,

Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ream, Roush, Saunders, Veleber, Waldron, Williams, Yardley, Zabrocki.

Total 38

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Brand, Howe, Peck, Quilici.

Total 4

HB 515 - That HB 515 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bachini, Bardanouve, Curtiss, Daily, Farris, Hammond, Hanson, Hemstad, Neuman, Pavlovich, Peck.

Total 11

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Hannah, Hansen, Lory, Quilici.

Total 4

HB 520 - That HB 520, second reading copy, be amended as follows:

1. Page 1, line 18.

Strike: "throughout"

Insert: "over"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Marks, Manuel, Menahan, Quilici, Schye, Waldron.

Total 6

That HB 520, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Marks, Manuel, Quilici, Stobie.

Total 5

HB 532 - That HB 532 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: McBride.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Driscoll, Kadas, Keyser, Quilici, Stobie.

Total 6

HB 533 - That HB 533 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz,

Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: McBride.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Hannah, Nordtvedt, Quilici, Stobie.

Total 5

HB 589 - That HB 589 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hanson, Seifert, Swift.

Total 3

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Brand, Dozier, Hannah, Harp, Nordtvedt, Quilici.

Total 6

HB 595 - That HB 595 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Bengtson, Dozier, Driscoll, Hannah, Kadas, Manuel, Nordtvedt, Quilici.

Total 8

HB 608 - That HB 608 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Hannah, Kadas, Nordtvedt, Quilici.

Total 5

HB 633 - That HB 633 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Pavlovich.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Hannah, Marks, Nordtvedt, Quilici.

Total 5

HB 642 - That HB 642 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Harper.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Daily, Donaldson, Dozier, Nordtvedt, Quilici.

Total 5

HB 653 - That HB 653 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Koehnke.

Total 1

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Dozier, Hansen, Kennerly, Nordtvedt, Quilici.

Total 5

HB 657 - That HB 657 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Addy, Brand, Darko, Driscoll, Eudaily, Farris, J. Jensen, McCormick, Menahan, Neuman, Nisbet, O'Connell, Pavlovich, Ramirez, Switzer, Vincent.

Total 16

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Devlin, Dozier, Harrington, Lory, Nordtvedt, Quilici.

Total 6

HB 134 - That Senate amendments to HB 134 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Devlin, Holliday, Jacobsen, Keyser, Schultz, Vinger.

Total 6

Excused: Bliss, D. Brown, Fagg.

Total 3

Absent or not voting: Asay, Dozier, Hansen, Hart, Nordtvedt, Quilici.

Total 6

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman McBride moved that the committee of the whole report be deemed read. Chairman McBride moved the adoption of the committee report. Report adopted. (88-6)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/14/83

Correctly printed: HB 476, HB 491, HB 527, HB 579, HB 644, HB 666, HB 684, HB 693.

Signed by the Speaker at 5:22 p.m., 2/14/83: SB 81.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 2/14/83

HB 667, introduced bill, be amended as follows:

1. Page 4, line 5.

Following: "confidential"

Strike: remainder of line 5 through "confidentially" on line 10

2. Page 4, line 11.

Following: "instruction. Section"

Strike: "2"

Insert: "3"

3. Page 4, line 16.

Following: "1985"

Strike: "\$10,000"

Insert: "\$20,000"

And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 2/14/83

SB 53, be concurred in. Report adopted.

SB 75, be concurred in. Report adopted.

SB 151, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 2/14/83

HB 508, introduced bill, be amended as follows:

1. Page 1, line 23.

Strike: "5"

Insert: "3"

2. Page 2, line 1.

Strike: "5"

Insert: "3"

3. Page 2, line 12.

Strike: "5"

Insert: "3"

4. Page 2, line 13.

Strike: "4"

Insert: "2"

5. Page 2, line 14.

Strike: "3 years"

Insert: "1 year"

6. Page 2, line 15.

Strike: "5"

Insert: "3"

Following: "years."

Insert: "The commissioner of higher education must appoint a member as provided in 22-1-101(2)(c) prior to the 1983 annual meeting."

And, as amended, do pass. Report adopted.

HB 679, do pass. Report adopted.

HB 680, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/11/83

HB 284, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "MANDATORY"

Strike: "MASTERS OF"

Following: "SOCIAL"

Insert: "WORKERS"

2. Title, line 6.

Following: line 5

Strike: "WORK"

Strike: "MASTERS OF"

Following: "SOCIAL WORK"

Insert: "EXAMINERS"

3. Title, line 9.

Strike: "MASTERS OF"

4. Title, line 10.

Following: "SOCIAL"

Strike: "WORK"

Insert: "WORKERS"

5. Page 1, line 14.

Strike: "masters of"

6. Page 1, line 15.

Following: "work"

Insert: "examiners"

Following: "board of"

Strike: "masters of"

7. Page 1, line 16.

Following: "work"

Insert: "examiners"

Following: "members."

Strike: "Each member"

Insert: "Four members"

8. Page 1, line 17.

Strike: "have a master of social work degree"

Insert: "be licensed social workers"

9. Page 1, lines 22 and 23.

Following: "the"

Strike: "private practice of mental health;"

Insert: "medical or social welfare field; and"

10. Page 1, line 25.

Following: "work"

Strike: "; and"

Insert: "."

11. Page 2, line 1.

Strike: "(e) one"

Insert: "(2) One"

Renumber: subsequent subsections

12. Page 2, line 17.

Following: "work as"

Strike: "masters of"

Insert: "licensed"

Following: "masters of social"

Strike: "work"

Insert: "workers"

13. Page 2, line 20.

Following: "board of"

Strike: "masters of"

Following: "work"

Insert: "examiners"

14. Page 4, line 7.

Strike: "attorneys"

Insert: "attorney"

15. Page 4, line 9.

Strike: "masters of"

Following: "social"

Strike: "work"

Insert: "workers"

16. Page 4, line 23.

Strike: "master of"

Following: "social"

Strike: "work"

Insert: "worker"

17. Page 4, line 25.

Strike: "master of"

Following: "social"

Strike: "work"

Insert: "worker"
Following: "letters"
Strike: "LMSW"
Insert: "LSW"

18. Page 5, line 5.
Strike: "or"

19. Page 5, line 6.
Following: "educators"
Insert: ", or the general public engaged in social work like activities,"

20. Page 5, line 8.
Following: "words"
Insert: "licensed"

21. Page 5, line 9.
Following: "or"
Insert: "licensed"

22. Page 5, line 15.
Following: "(c)"
Strike: "activities and services of"
Following: "an"
Strike: "employee of a business establishment"
Insert: "employer from performing social work like activities"

23. Page 5, line 17.
Strike: "the establishment's"
Insert: "his"

24. Page 7, lines 1 and 2.
Strike: "of masters of social work"

25. Page 7, lines 3 and 4.
Following: "in"
Strike: "social work"
Insert: "psychotherapy"

26. Page 9, line 8.
Strike: "master of"

27. Page 9, line 9.
Strike: "work"
Insert: "worker"

28. Page 9, line 11.
Strike: "masters of"

29. Page 9, line 12.
Strike: "work"
Insert: "workers"

30. Page 12, line 11.
Strike: "master of"

31. Page 12, line 12.
Strike: "work"
Insert: "worker"

32. Page 13, line 8.
Following: "or"
Strike: "master of"
Insert: "licensed"

Following: "social"

Strike: "work"

Insert: "worker"

33. Page 14, line 9.

Strike: "masters"

34. Page 14, line 10.

Strike: "of"

Following: "social"

Strike: "work"

Insert: "worker or psychologist"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 284

Section 4 requires the Board of Social Work Examiners to adopt rules setting professional, practice, and ethical standards for licensed social workers, establishing continuing education requirements, and adopting such other rules as are necessary for the regulation of licensed social workers. The Legislature perceives a need to regulate persons holding themselves out as having a master's degree in social work or using the title of master of social work. Consumers of social worker's services are entitled to adequate regulation of those services in the public interest. It is contemplated that the Board may promulgate rules that:

- (1) protect the public from abuse of the trust placed in social workers;
- (2) regulate the day-to-day practices of licensed social workers;
- (3) ensure a professional attitude and professional work in a professional atmosphere;
- (4) regulate fees charged for services;
- (5) regulate testing devices and methods used by licensed social workers;
- (6) regulate counseling techniques;
- (7) determine the type, amount, and quality of continuing education of licensed social workers; and
- (8) are otherwise necessary to the regulation of the profession.

STATE ADMINISTRATION (Brand, Chairman):

2/14/83

HB 23, introduced bill, be amended as follows:

1. Title, line 4.

Following: "PROVIDING"

Insert: "AN"

2. Title, line 5.

Strike: "INCREASES"

Insert: "INCREASE"

3. Title, lines 8 and 9.

Following: "," on line 8

Strike: "INCREASING" through "," on line 9

4. Title, line 10.

Strike: "THESE"

Insert: "THE"

Strike: "INCREASES"

Insert: "INCREASE"

5. Page 1, lines 20 through 24.

Strike: "(1)" on line 20 through "\$2.50" on line 24
 Insert: "(1) \$2.00"

6. Page 1, line 25.

Strike: "\$75"

Insert: "\$60"

Following: ";

Insert: "or (2) \$1.00 for each year of creditable service, up to a maximum of \$30, for a member retired on or after July 1, 1981, but before January 1, 1983."

7. Page 2.

Strike: line 1, page 2 through line 4, page 3

Renumber: subsequent sections

8. Page 3, line 12.

Strike: "6.77%"

Insert: "6.514%"

9. Page 4, line 8.

Following: "and"

Strike: "_____ " through "J"

Insert: "House Bill No. 57"

10. Page 4, lines 11 and 12.

Strike: "_____ " on line 11 through "J" on line 12

Insert: "House Bill No. 57"

And, as amended, do pass. Report adopted.

HB 674, do pass. Report adopted.

HB 688, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/14/83

HB 570, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 12.

Following: "(1)"

Strike: "Class"

Insert: "Except as provided in (2), class"

3. Page 2, line 6.

Following: line 5

Insert: "(2) Goods, equipment, and machinery included in class six property prior to January 1, 1983 is exempt from property taxation."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

Adverse Committee Reports

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/14/83

HB 552, do not pass.

HB 652, do not pass.

JUDICIARY (Addy, Vice-Chairman):

2/14/83

HB 585, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "45-9-101(2) or (3)"

Strike: "45-9-102(3),"

Insert: "or"

2. Page 2, line 5.

Following: "45-9-103(2)"

Strike: "2 or 45-9-107(2)"

3. Page 3, line 1.

Strike: "either"

Following: "of"

Strike: "or incarcerated for"

Following: "felony,"

Strike: "or"

4. Page 3, line 2.

Following: "for"

Insert: "more than"

Following: "one"

Strike: "or more"

5. Page 3, line 3.

Following: "(1)(c)"

Strike: ";"

Insert: "; or (c) he is being sentenced for one or more of the offenses enumerated in subsection (1)(c) and while engaged in the commission of the offense, knowingly displayed, brandished or otherwise used a firearm, destructive device as defined in 45-8-332(1) or other dangerous weapon."

And, as amended, do not pass.

MOTIONS

Representative Metcalf moved that HB 716 be taken from the Committee on Local Government and referred to the Committee on Business and Industry. Motion carried.

Representative Curtiss moved that her vote on HB 9, third reading this day, be recorded as yes. Motion carried.

ANNOUNCEMENTS

The Speaker announced that Thursday, February 17, at 5:00 p.m. is the deadline for introducing committee bills and resolutions.

Representative Vincent moved that the House adjourn until 2:30 p.m., February 15, 1983.

Motion carried.

House adjourned at 6:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
February 15, 1983

House Chambers
State Capitol

House convened at 2:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except D. Brown, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the thirty-fifth and thirty-sixth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/14/83
Correctly printed: HB 459, HJR 19.

BILLS (J. Brown, Vice-Chairman): 2/15/83
Correctly printed: HB 23, HB 284, HB 388, HB 412, HB 467, HB 508, HB 570, HB 641, HB 667, HB 674, HB 679, HB 680, HB 688.
Considered correctly engrossed: HB 377, HB 441, HB 451, HB 489, HB 514, HB 515, HB 532, HB 533, HB 577, HB 589, HB 595, HB 608, HB 633, HB 642, HB 653, HB 657.
Correctly engrossed: HB 520.

APPROPRIATIONS (Bardanoue, Chairman): 2/11/83
HB 180, introduced bill, be amended as follows:

1. Page 1, line 12.
Strike: "\$78,500.15"
Insert: "\$84,272.00"

And, as amended, do pass. Report adopted.

FISH AND GAME (Nilson, Chairman): 2/14/83
HB 335, introduced bill, be amended as follows:

1. Title, line 7.
Strike: "87-2-202,"
2. Title, line 8.
Strike: "87-2-403,"
Strike: "87-2-505,"
Following: "87-2-508,"
Insert: "87-2-601, and"
3. Title, lines 9 and 10.
Strike: "87-2-711," through "87-5-204," on line 10
4. Page 1, line 14 through line 9, page 2.
Strike: section 1 in its entirety
Renumber: subsequent sections
5. Page 2, line 13.
Strike: "\$10"
Insert: "\$8"
6. Page 2, line 20.
Strike: "\$6"

Insert: "\$7"

7. Page 2, line 22.

Strike: "2-day"

Insert: "5-day"

8. Page 2, line 25.

Strike: "2"

Insert: "5"

9. Page 3, lines 1 through 11.

Strike: section 4 in its entirety

Renumber: subsequent sections

10. Page 3, line 23.

Strike: "\$12"

Insert: "\$9"

11. Page 3, line 25.

Strike: "\$20"

Insert: "\$10"

12. Page 4, line 1.

Strike: "\$10"

Insert: "\$8"

13. Page 4, lines 2 through 17.

Strike: section 6 in its entirety

Renumber: subsequent sections

14. Page 5, line 1.

Following: "rules."

Insert: "If a holder of a valid mountain lion license under this section kills a mountain lion, he must purchase a trophy license for a fee of \$50 within 10 days after the date of kill. The trophy license authorizes the holder to possess and transport such trophy."

15. Page 5, line 6.

Strike: "\$10"

Insert: "\$6"

16. Page 5, line 9.

Following: "rules."

Insert: "If a holder of a valid mountain lion license under this section kills a mountain lion, he must purchase a trophy license for a fee of \$50 within 10 days after the date of kill. The trophy license authorizes the holder to possess and transport such trophy."

17. Page 5.

Following: line 9

Insert: "Section 6. Section 87-2-601, MCA, is amended to read:

"87-2-601. Class C — trapper's license. Except as otherwise provided in this chapter, a resident, as defined in 87-2-102, upon making application and payment of a fee of ~~\$10~~ \$20 to the department, may receive a Class C license which shall authorize the holder thereof to trap fur-bearing animals and hunt bobcat, wolverine, and Canada lynx within the state of Montana at such times and in such manner as may be lawful so to do under the laws of the state and the regulations of the department and at such places as may be designated in said license."

18. Page 5, line 23.

Strike: "\$10"

Insert: "\$6"

19. Page 6, line 9 through line 16, page 12.

Strike: sections 10 through 18 in their entirety

Renumber: subsequent section

20. Page 12, line 18.

Strike: "through 4"

Insert: ", 2,"

Strike: "6"

Insert: "4"

Strike: "10"

Insert: "7"

21. Page 12, line 20.

Strike: "5"

Insert: "3"

22. Page 12, line 24.

Strike: "and class A-6, black or brown bear tag"

And, as amended, do pass. Report adopted.

HB 402, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "RAISING"

Insert: "LOWERING"

2. Title, line 6.

Strike: "FISHING AND FOR HUNTING GAME BIRDS"

Insert: "PURCHASE OF DEER AND ELK TAGS AT HALF-PRICE"

Following: "BIRDS;"

Insert: "ESTABLISHING HALF-PRICE LICENSE FEES FOR DISABLED PERSONS;"

3. Title, line 14.

Following: "MCA"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

4. Page 1, line 18.

Strike: "sixty-five"

Insert: "sixty-two"

5. Page 1, line 20.

Strike: "65"

Insert: "62"

6. Page 1, line 24.

Strike: "65"

Insert: "62"

7. Page 2, line 2.

Strike: "65"

Insert: "62"

8. Page 2.

Following: line 10

Insert: "(2) A resident of Montana who is certified as disabled by the department and who is not residing in an institution may purchase regular resident deer and elk licenses at one-half the fee paid

by a resident who is 15 years old or older and who is under 62 years of age."

9. Page 3, line 10.

Strike: "65"

Insert: "62"

10. Page 3.

Following: line 11

Insert: "Section 4. Effective date. This act is effective March 1, 1984."

Re-number: subsequent subsections

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 402

A statement of intent is required for this bill because it delegates rulemaking authority to the Department of Fish, Wildlife, and Parks. Section 2 of the bill authorized the department to make rules concerning disabled persons and exemptions to fishing and game bird license requirements.

The legislature contemplates that the rules should address the following subjects as well as others:

(1) A definition of "disabled" as it applies to persons meeting license requirements for fishing and hunting game birds;

(2) Documents that would, of themselves, be adequate certification of disability.

HB 678, introduced bill, be amended as follows:

2/15/83

1. Page 1, line 18.

Following: "years"

Insert: "or more than 25 years"

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/15/83

HB 668, introduced bill, be amended as follows:

1. Title, line 7.

Following: "HEADQUARTERS"

Insert: "BUT WITHIN THE STATE; INCREASING THE AMOUNT AUTHORIZED FOR USE OF NONCOMMERCIAL LODGING"

2. Page 2, line 15.

Strike: "\$60"

Insert: "\$50"

3. Page 2, line 16.

Strike: "\$4.50"

Insert: "\$4"

4. Page 2, line 17.

Strike: "\$7"

Insert: "\$6.50"

Strike: "\$14"

Insert: "\$12"

And, as amended, do pass. Report adopted.

HB 712, do pass. Report adopted.

HB 718, do pass. Report adopted.

Adverse Committee Reports

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/14/83

HB 49, introduced bill, be amended as follows:

1. Title, lines 5 through 7.

Following: "ATTENDANCE"

Strike: remainder of line 5 through "REQUIREMENT" on line 7

Insert: "TO INCLUDE CHILDREN ENROLLED IN A HOME SCHOOL; TO PROVIDE THAT A CHILD IN A HOME SCHOOL BE PROVIDED WITH A PROGRAM APPROVED BY THE BOARD OF PUBLIC EDUCATION OR BE TESTED ANNUALLY TO DETERMINE WHETHER CERTAIN STANDARDS OF ACHIEVEMENT ARE MET"

2. Page 2, line 9.

Following: "title"

Insert: "under the transportation provisions of this title"

3. Page 2, line 10.

Following: line 9

Insert: "(d) enrolled in a home school that:

(i) provides a program approved by the board of public education;
or

(ii) allows testing of the child each year, by means of a nationally recognized test, such as the Iowa test of basic skills, Stanford achievement test, California achievement test, or the science research associates test, selected by the board of public education and administered by a designee of the county superintendent, to determine whether the child at least meets the 40th percentile level in the test categories of vocabulary, reading, mathematics, language arts, science, and social studies, as achieved by students of the same age within the region"

Renumber: subsequent subsections

4. Page 3, line 6.

Following: line 5

Insert: "NEW SECTION. Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do not pass.

FISH AND GAME (Nilson, Chairman):

2/15/83

HB 672, do not pass.

HB 469 - Representative McBride moved that the adverse committee report on HB 469 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Swift,

Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Daily, R. Jensen, Keyser, McCormick, Pavlovich, Quilici, Ryan, Schultz, Solberg, Stobie, Switzer, Underdal, Winslow.

Total 13

Excused: D. Brown.

Total 1

Absent or not voting: Abrams, Ellison, Harrington.

Total 3

MESSAGES FROM THE GOVERNOR

STATE OF MONTANA PROCLAMATION

WHEREAS, the students of the Montana University System represent a major resource to the future of the state; and

WHEREAS, a strong university system benefits all of the citizens of the state; and

WHEREAS, the actions of the state's Legislature directly affect the students of the state's colleges and universities; and

WHEREAS, participation in the actions of government is the basis of the American democratic system; and

WHEREAS, the students of the Montana University System would like an opportunity to express their concerns to the legislators of the state.

NOW, THEREFORE, I, TED SCHWINDEN, Governor of the State of Montana, do hereby proclaim February 15, 1983, as

OFFICIAL STUDENT LOBBY DAY

in Montana.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the GREAT SEAL OF THE STATE OF MONTANA to be affixed.

DONE at the City of Helena, the Capital,
this seventh day of February, in the
year of our LORD, one thousand and nine
hundred and eighty-three.

TED SCHWINDEN
Governor of Montana

ATTEST

JIM WALTERMIRE
Secretary of State

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

2/14/83

HB 113, introduced by Switzer, Neuman

HB 127, introduced by Neuman, Graham, Switzer, et al.

HB 235, introduced by Nilson

HB 251, introduced by Sales

Senate bills passed and transmitted to the House for concurrence: 2/14/83

SB 120, introduced by Boylan, Christiaens, Gage

SB 126, introduced by Smith, Nilson

SB 138, introduced by Mazurek

SB 206, introduced by Gage

SB 207, introduced by Gage

SB 221, introduced by Norman, Hand

SB 248, introduced by Towe, Addy

SB 267, introduced by Etchart, Boylan

SB 269, introduced by Halligan, R. Manning

SB 346, introduced by McCallum

MOTIONS

Representative Vincent moved that the House recess at 2:45 p.m.
Motion carried.

House reconvened at 3:20 p.m.

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/15/83

HB 670, introduced bill, be amended as follows:

1. Title, line 6.

Following: "MCA"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

2. Page 2, line 8.

Following: "before"

Strike: "March"

Insert: "July"

3. Page 2.

Following: line 13

Insert: "Section 2. Effective date. This act is effective January 1, 1984."

And, as amended, do pass. Report adopted.

HB 696, do pass. Report adopted.

MOTIONS

Representative Farris moved that HB 328, second reading this day, be referred to the Committee on Appropriations. Motion carried.

Representative Asay moved that HB 451 be taken from engrossing and referred to the Committee on Labor and Employment Relations. Motion failed. (43-53)

Representative Manuel moved that HB 108, second reading this day, be referred to the Committee on Appropriations. Motion carried.

Representative Pavlovich moved that HB 476, second reading this day, be referred to the Committee on Appropriations. Motion carried.

Representative Dozier moved that HB 491 be placed below HB 579, second reading this day. Motion carried.

Representative Brand moved that HB 23 be taken from printing and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that consideration on HB 168, second reading this day, be postponed until the 57th legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 1, introduced by Vincent, Haffey, Kemmis, Crippen, Towe, McCormick, J. Jensen, Connelly, Addy, Koehnke, Bengtson, O'Connell, Williams, Shontz, Nisbet, Halligan, Norman, Turnage, Ramirez, Spaeth, Daniels, Stimatz, Dozier, Jacobson, Fuller, Van Valkenburg, Fabrega, McBride, J. Brown, Schye, Metcalf, Darko, Neuman, Fagg, Veleber, Harrington, Peck, Menahan, Kitselman, Hansen, Kennerly, Zabrocki, Holliday, Miller, Roush, Brand, Driscoll, Saunders, Quilici, Daily, J. Hammond, Ream, Lybeck, Kadas, Hart, Nilson, Thomas, Asay, Harp, Lane, Mazurek, Farris, Bachini, Mohar, Keenan, Pavlovich, Marks, Yardley, Howe, Eck, Manuel, Hand, Waldron, Ernst, (By Request of the Governor's Office). Referred to House Select Committee on Economic Development.

HB 797, introduced by Devlin, Marks, Ellison, Switzer, Curtiss, Stobie, Ryan, Underdal, R. Jensen, Winslow, Keyser, Seifert, Swift, E. Smith. Referred to Committee on Human Services.

HB 798, introduced by McBride, Regan, Fabrega, Crippen. Referred to Committee on Local Government.

HB 799, introduced by Neuman. Referred to Committee on Fish and Game.

HB 800, introduced by Vincent, Fabrega, Bertelsen, Harper, Kemmis. Referred to Committee on Labor and Employment Relations.

HB 801, introduced by Neuman. Referred to Committee on Fish and Game.

HB 802, introduced by D. Brown, Mohar, Regan, Bergene, Ream, Harper, Ramirez. Referred to Committee on Natural Resources.

HB 803, introduced by Harp, Smith, Spaeth, Ramirez, Hand, Hemstad, McCormick, J. Hammond, Jones, Quilici. Referred to Committee on Natural Resources.

HB 804, introduced by Bardanouve. Referred to Committee on Fish and Game.

HB 805, introduced by Waldron, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.

HB 806, introduced by Waldron, (By Request of the Legislative Audit Committee). Referred to Committee on Natural Resources.

HB 807, introduced by R. Jensen, Ellison. Referred to Committee on Agriculture, Livestock and Irrigation.

HB 808, introduced by Kitselman. Referred to Committee on Judiciary.

HB 809, introduced by Waldron, Nordtvedt, Bardanouve. Referred to Committee on Education and Cultural Resources.

HB 810, introduced by J. Hammond. Referred to Committee on Labor and Employment Relations.

HB 811, introduced by Yardley. Referred to Committee on Judiciary.

- HB 812**, introduced by Shontz, Yardley. Referred to Committee on Judiciary.
- HB 813**, introduced by Bengtson, Winslow, J. Jensen, Addy, Williams, Spaeth, Kitselman, Dozier, Driscoll, Howe, Saunders. Referred to Committee on Appropriations.
- HB 814**, introduced by Kadas, J. Jensen, Fabrega. Referred to Committee on Business and Industry.
- HB 815**, introduced by Fabrega, Metcalf, Pavlovich, Hart, Kadas, Hansen, Schultz, Lybeck, Nisbet, Ellison, R. Jensen, Kitselman, Saunders, Howe, Ellerd, Bachini, (By Request of the House Committee on Business and Industry). Referred to Committee on Highways and Transportation.
- HB 816**, introduced by Kemmis, Addy. Referred to Committee on Judiciary.
- HB 817**, introduced by Winslow, Marks. Referred to Committee on State Administration.
- HB 818**, introduced by Bengtson, Towe. Referred to House Select Committee on Economic Development.
- HB 819**, introduced by Asay, Stimatz, Jacobson, Lynch, Graham, Neuman, Manuel, Schye, Roush, Quilici. Referred to Committee on Appropriations.
- HB 820**, introduced by Asay, Goodover, Graham, Tveit, Vincent, Schye, Roush. Referred to Committee on Highways and Transportation.
- HB 821**, introduced by Fagg, Bardanouve, McCallum, H. Hammond, Boylan, Bertelsen. Referred to Committee on Local Government.
- HB 822**, introduced by Donaldson. Referred to Committee on Education and Cultural Resources.
- HB 823**, introduced by Addy, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- HB 824**, introduced by Hand, Hazelbaker, Keyser. Referred to Committee on Appropriations.
- HB 825**, introduced by Jacobsen, Bertelsen, Bardanouve, Kemmis, Ochsner, Ream, Bachini, Asay, Shontz, Schye, Donaldson, Solberg, Thoft. Referred to Committee on Natural Resources.
- HB 826**, introduced by Ellison. Referred to Committee on Labor and Employment Relations.
- HB 827**, introduced by Harrington, Menahan, Lynch, Stimatz, Pavlovich, Jacobson, Haffey, Dozier, Daily, Driscoll, Quilici, McCormick, Keenan. Referred to Committee on Business and Industry.
- HB 828**, introduced by Curtiss, Ramirez, Spaeth, Smith, Jones. Referred to Committee on Judiciary.
- HB 829**, introduced by Saunders, Towe, Spaeth, J. Jensen, Daily, Addy, Nisbet, Veleber, Bardanouve, Manuel, R. Jensen. Referred to Committee on Taxation.
- HB 830**, introduced by Hansen, Kadas, Waldron. Referred to Committee on Local Government.
- HB 831**, introduced by Vincent. Referred to Committee on Judiciary.
- HB 832**, introduced by Fabrega, Kemmis, Nordtvedt, Vincent, (By Request of the Select Committee on Economic Development). Referred to House Select Committee on Economic Development.
- HB 833**, introduced by Manuel, Bardanouve. Referred to Committee on Appropriations.
- HB 834**, introduced by Brand, Dozier, Driscoll, Zabrocki, Metcalf, Harrington, Daily, Menahan, J. Jensen. Referred to Committee on Business and Industry.

- HB 835**, introduced by Nilson, Bachini, Peck, Brand, R. Manning. Referred to Committee on Labor and Employment Relations.
- HB 836**, introduced by J. Jensen, Saunders, Phillips, Addy, Swift, Mueller, Ream, Nisbet, Spaeth, Veleber, Hart, Driscoll, Peck, Bachini. Referred to Committee on Fish and Game.
- HB 837**, introduced by J. Brown. Referred to Committee on Appropriations.
- HB 838**, introduced by J. Brown. Referred to Committee on Business and Industry.
- HB 839**, introduced by Nilson, Ream. Referred to Committee on State Administration.
- HB 840**, introduced by Devlin, Switzer, Curtiss, Marks, Ellison, R. Jensen, Hanson, Compton, Seifert, Swift, Schultz, Keyser, Asay, Stobie, Ryan, Smith, Jones, Iverson, Vinger. Referred to Committee on Human Services.
- HB 841**, introduced by Driscoll, Dozier, Williams, Smith, McBride, J. Jensen, Hemstad, Darko, Harrington, Brand, Addy, Neuman, Farris, Seifert, Miller, Bergene, Ellerd, Thoft, Howe, O'Connell, Hansen, Connelly, J. Brown, Hand, McCormick, J. Hammond, Ream, Vincent, Shontz, Keenan, Pavlovich, Christiaens, Nisbet, Daily, Saunders, Schye, Hart, Bengtson, Spaeth, Menahan, Jacobson, Roush, Zabrocki, Kennerly, Harp, Veleber, Metcalf, Kemmis, Kitselman, Iverson, Hanson, (By Request of the House Labor and Employment Committee). Referred to Committee on Taxation.
- HB 842**, introduced by J. Jensen, Ream, Mohar, Halligan, Saunders, Spaeth, Addy. Referred to Committee on Natural Resources.
- HB 843**, introduced by Marks. Referred to Committee on Labor and Employment Relations.
- HB 844**, introduced by Sands. Referred to Committee on Taxation.
- HB 845**, introduced by Kemmis, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- HJR 23**, introduced by Bergene, Seifert, Hannah, Ramirez, J. Jensen, Addy, Farris, Spaeth, Darko, Nisbet, J. Brown, Kennerly, Eudaily, Iverson, Curtiss, Veleber, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.
- HJR 24**, introduced by R. Jensen, E. Smith, Vinger, Solberg, Stobie, Donaldson, Keyser, C. Smith, Jones, Ryan, Schultz, Peck, Saunders, Pistoria. Referred to Committee on Fish and Game.
- HJR 25**, introduced by Nisbet, Pistoria, Bergene, R. Manning, Christiaens, McCormick. Referred to Committee on State Administration.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 16 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bliss, Brand, Curtiss, Devlin, Ellerd, Hannah, Jacobsen, R. Jensen, Jones, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Thoft, Underdal.
Total 17

Excused: D. Brown.
Total 1

Absent or not voting: Pistoria, Shontz.
Total 2

HB 90 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: None.
Total 0

Excused: D. Brown.
Total 1

Absent or not voting: Keyser, McCormick.
Total 2

HB 260 passed as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 74

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, Devlin, Ellerd, Farris, Hemstad, J. Jensen, R. Jensen, Koehnke, Manuel, Peck, Roush, Ryan, Sales, Saunders, Schultz, Shontz, Solberg, Stobie, Underdal, Vinger, Wallin, Yardley.
Total 26

Paired: D. Brown, Aye; Bardanouve, No.

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 277 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bliss, Switzer, Thoft, Veleber.

Total 4

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 290 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: Hansen, O'Connell, Swift, Vinger.

Total 4

HB 322 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: Connelly, Fagg.

Total 2

HB 337 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Keyser, Ryan, Solberg, Stobie, Switzer, Vinger.

Total 6

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 349 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Stobie.

Total 1

Excused: D. Brown.

Total 1

Absent or not voting: Dozier.

Total 1

HB 361 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Winslow.

Total 1

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 391 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Addy, Spaeth.

Total 2

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 505 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 525 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Compton, Curtiss, Devlin, Ellerd, Ernst, Hannah, Hanson, Jones, Marks, Sales, Seifert, Swift, Switzer, Underdal, Wallin.

Total 15

Excused: D. Brown.

Total 1

Absent or not voting: Nordtvedt.

Total 1

HB 531 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: McBride.

Total 1

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 541 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 542 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bachini, Brand, Hemstad, Jacobsen, Koehnke, Pavlovich, Peck.

Total 7

Excused: D. Brown.

Total 1

Absent or not voting: Connelly, Spaeth.

Total 2

HB 554 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schye, Seifert, Shontz, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Addy, Curtiss, Devlin, Ellison, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, McCormick, Marks, Manuel, Mueller, Peck, Phillips, Roush,

Ryan, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Vinger, Wallin, Winslow.

Total 28

Excused: D. Brown.

Total 1

Absent or not voting: Fagg.

Total 1

HB 560 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 562 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: McCormick.

Total 1

HB 568 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 584 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Darko, Farris, Harper, J. Jensen, Koehnke, Lory, Ream, Veleber, Yardley, Mr. Speaker.

Total 10

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 588 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Farris, Hammond, Harper, Peck.

Total 4

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 606 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Daily, Driscoll, Jacobsen, J. Jensen, Pavlovich, Quilici, Switzer, Underdal, Wallin.

Total 9

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 618 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HB 619 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 81

Noes: Brand, Connelly, Darko, Dozier, Driscoll, Hammond, Hansen, Harper, Hart, J. Jensen, Kadas, Koehnke, Nilson, Ream, Smith, Waldron, Yardley, Mr. Speaker.
Total 18

Excused: D. Brown.
Total 1

Absent or not voting: None.
Total 0

HB 623 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 82

Noes: Abrams, Bliss, Curtiss, Devlin, Ellerd, Jacobsen, Jones, Lybeck, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Vinger.
Total 17

Excused: D. Brown.
Total 1

Absent or not voting: None.
Total 0

HB 628 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: Dozier.

Total 1

Excused: D. Brown.

Total 1

Absent or not voting: R. Jensen.

Total 1

HB 630 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Stobie, Swift.

Total 2

Excused: D. Brown.

Total 1

Absent or not voting: Bardanouve.

Total 1

HJR 12 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bliss, Curtiss, Devlin, Ellison, Hanson, Iverson, Keyser, Sales, Seifert, Wallin.

Total 10

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HJR 17 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Asay, Devlin, Ellison, Jones, Marks, Sales, Schultz, Stobie, Switzer, Thoft.

Total 10

Excused: D. Brown.

Total 1

Absent or not voting: None.

Total 0

HJR 18 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: Ellison.

Total 1

HB 134, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Harper, Holliday, Jacobsen, Peck.
Total 4

Excused: D. Brown.
Total 1

Absent or not voting: Connelly, Ellison.
Total 2

MOTIONS

Representative Vincent moved that consideration on Senate amendments to HB 106, second reading this day, be passed until the 46th legislative day. Motion carried.

Representative Switzer moved that his vote on HB 16, third reading this day, be recorded as yes. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Harp in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 129 - That HB 129 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.
Total 0

Excused: D. Brown.
Total 1

Absent or not voting: Devlin, Driscoll, Harrington, Quilici, Swift.
Total 5

HB 144 - That HB 144 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream,

Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 92

Noes: None.
Total 0

Excused: D. Brown.
Total 1

Absent or not voting: Bardanouve, Devlin, Ellison, Hansen, Harrington, McBride, Quilici.
Total 7

HB 220 - That HB 220 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 92

Noes: Dozier, Driscoll, Kadas, Shontz.
Total 4

Excused: D. Brown.
Total 1

Absent or not voting: Ellison, Jones, Waldron.
Total 3

Representative Fabrega excused at this time.

HB 306 - That HB 306 do pass. Motion carried as follows:

Ayes: Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 82

Noes: Addy, Hand, Holliday, J. Jensen, Manuel, Saunders, Schye, Solberg, Spaeth, Stobie.
Total 10

Excused: D. Brown, Fabrega.
Total 2

Absent or not voting: Abrams, Fagg, Hansen, Harper, Quilici, Williams.

Total 6

HB 477 - That HB 477 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Devlin, Ellison, Hanson, Jones, Nordtvedt, Smith, Solberg, Vinger.

Total 8

Excused: D. Brown, Fabrega.

Total 2

Absent or not voting: Curtiss, Hannah, Hart, Marks, Quilici, Winslow.

Total 6

Representative Neuman excused at this time.

HB 493 - That HB 493 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: D. Brown, Fabrega, Neuman.

Total 3

Absent or not voting: Brand, Devlin, Harper, Nordtvedt, O'Connell, Stobie, Vinger.

Total 7

HB 495 - Representative McBride moved that consideration on HB 495 be passed for the day. Motion carried.

Representative Donaldson excused at this time.

HB 501 - That HB 501 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand,

Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow Yardley, Zabrocki.

Total 82

Noes: Harp, Keyser, Seifert, Smith, Solberg, Stobie, Swift.

Total 7

Excused: D. Brown, Donaldson, Fabrega, Neuman.

Total 4

Absent or not voting: Brand, Daily, Devlin, Jones, Pistoria, Switzer, Vinger.

Total 7

HB 527 - That HB 527 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: D. Brown, Donaldson, Fabrega, Neuman.

Total 4

Absent or not voting: Driscoll, Fagg, Hannah.

Total 3

Representative Neuman present at this time.

HB 530 - That HB 530 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Daily, Driscoll, Harrington, Iverson, R. Jensen, Kitselman, Quilici, Stobie.

Total 8

HB 538 - That HB 538 do pass. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Harper, Holliday, Jones, Kadas, Kitselman, Lory, McBride, Marks, Metcalf, Miller, Mueller, Phillips, Ramirez, Ryan, Sands, Schye, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Yardley.

Total 36

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Hammond, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ream, Roush, Saunders, Schultz, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Winslow, Zabrocki.

Total 56

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Driscoll, R. Jensen, Pavlovich, Quilici, Sales.

Total 5

That HB 538 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Hammond, Hanson, Harp, Harrington, Hart, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, McCormick, Manuel, Menahan, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Zabrocki.

Total 57

Noes: Asay, Bergene, Devlin, Ellerd, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Harper, Holliday, Howe, Kadas, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Phillips, Ramirez, Sands, Schye, Solberg, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Yardley.

Total 36

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Pavlovich, Quilici, Sales, Winslow.

Total 4

HB 575 - That HB 575, second reading copy, be amended as follows:

1. Page 1, line 19.

Following: "(1)"

Strike: line 19 through “72” on line 20

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O’Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Asay, Bertelsen, Harrington, Kemmis, Keyser, Lory, Pavlovich, Quilici, Sales.

Total 9

That HB 575, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O’Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Dozier, Driscoll, McCormick, Thoft.

Total 4

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Harrington, Pavlovich, Sales, Stobie.

Total 4

HB 579 - That HB 579 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O’Connell, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Addy, Bachini, Bliss, Ellison, Hemstad, J. Jensen, Jones, Nordtvedt, Peck, Ramirez, Saunders, Swift.

Total 12

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Connelly, Menahan, Pavlovich, Quilici, Sales, Shontz.

Total 6

HB 491 - That HB 491 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Addy, Asay, Bliss, Curtiss, Ellison, Hannah, Hemstad, J. Jensen, Jones, Nordtvedt, Peck, Ramirez, Swift.

Total 13

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Fagg, Keyser, Pavlovich, Sales.

Total 4

HB 581 - Representative Marks moved that HB 581 be placed below HB 693. Motion carried.

HB 609 - That HB 609 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Driscoll, Hansen, Hart, Marks, Pavlovich, Sales.

Total 6

HB 644 - That HB 644 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Connelly.

Total 1

Excused: D. Brown, Donaldson, Fabrega.

Total 3

Absent or not voting: Harrington, Marks, Pavlovich, Quilici, Sales.

Total 5

Representative Donaldson present at this time.

HB 660 - That HB 660 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Ryan, Seifert, Stobie, Swift, Switzer, Underdal.

Total 6

Excused: D. Brown, Fabrega.

Total 2

Absent or not voting: Bardanouve, Curtiss, Pavlovich, Quilici, Sales, Shontz, Vinger.

Total 7

Representative Fabrega present at this time.

HB 666 - That HB 666 do pass. Motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Brand, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Zabrocki.

Total 44

Noes: Asay, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hansen, Harp, Hemstad, Howe, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Manuel, Miller, Mueller, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 53

Excused: D. Brown.

Total 1

Absent or not voting: Pavlovich, Sales.

Total 2

That HB 666 do not pass. Motion carried as follows:

Ayes: Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hannah, Hansen, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Nilson, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 59

Noes: Abrams, Addy, Bardanouve, Brand, Daily, Darko, Dozier, Driscoll, Fagg, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, Ream, Saunders, Schye, Veleber, Vincent, Waldron, Zabrocki.

Total 38

Excused: D. Brown.

Total 1

Absent or not voting: Pavlovich, Sales.

Total 2

Representative Donaldson excused at this time.

HB 684 - That HB 684 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Addy, Bardanouve, Darko, Driscoll, Farris, Hammond, Hansen, Harper, J. Jensen, Kadas, Metcalf, Veleber, Waldron.

Total 13

Excused: D. Brown, Donaldson.

Total 2

Absent or not voting: Asay, Miller, Pavlovich, Sales.

Total 4

Representative Donaldson present at this time.

HB 693 - That HB 693 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: D. Brown.

Total 1

Absent or not voting: Asay, Kadas, Marks, Pavlovich, Sales, Schultz, Stobie.

Total 7

HB 581 - Representative Fabrega moved that HB 581 do pass. Representative Neuman made a substitute motion that HB 581 do not pass. The substitute motion failed as follows:

Ayes: Addy, Bachini, Bardanouve, Daily, Farris, Harp, Hart, Iverson, Jacobsen, Kennerly, Lybeck, Menahan, Neuman, O'Connell, Peck, Pistoria, Spaeth, Stobie, Williams, Winslow.

Total 20

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 78

Excused: D. Brown.

Total 1

Absent or not voting: Sales.

Total 1

That HB 581 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 86

Noes: Addy, Bachini, Bardanouve, Brand, Daily, Harp, Jacobsen, Kennerly, Lybeck, Neuman, Peck, Williams.
Total 12

Excused: D. Brown.
Total 1

Absent or not voting: Sales.
Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Harp moved that the committee of the whole report be deemed read. Motion carried. Chairman Harp moved the adoption of the committee report. Report adopted. (98-0)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 2/15/83
Correctly printed: HB 696, HB 712, HB 718.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/15/83
HB 698, introduced bill, be amended as follows:

1. Title, line 5.
Following: "PATROL"
Insert: "PRIMARILY"
2. Title, line 6.
Following: "AMENDING"
Strike: "SECTIONS"
Insert: "SECTION"
3. Title, line 7.
Following: "44-1-1105"
Strike: "AND 69-12-203"
4. Page 1, line 15.
Strike: "sole"
Insert: "primary"
5. Page 1, line 18.
Following: "thereof"
Insert: "at the request of the carrier"
Strike: "must"
Insert: "may"
6. Page 2, line 2.
Following: " "
Insert: "Nothing in this section shall prohibit the inspection of a motor vehicle as defined by 69-12-201(1)(f) at a safe location on a public road."

7. Page 2, line 6 through line 11, page 3.

Strike: section 2 in its entirety

And, as amended, do pass. Report adopted.

JUDICIARY (Addy, Vice-Chairman):

2/15/83

HB 194, do pass. Report adopted.

HB 195, do pass. Report adopted.

HB 438, introduced bill, be amended as follows:

1. Page 2, line 15.

Strike: "5"

Insert: "3"

2. Page 2, line 16.

Strike: "\$50,000"

Insert: "\$20,000"

3. Page 3, line 5.

Strike: "5"

Insert: "3"

4. Page 3, line 6.

Strike: "\$50,000"

Insert: "\$20,000"

And, as amended, do pass. Report adopted.

HB 714, introduced bill, be amended as follows:

1. Title, line 10.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND 49-3-303"

2. Page 4, line 5.

Following: "complaints."

Strike: subsection (1) in its entirety through "(2)" on line 9

3. Page 4, line 10.

Following: "commission"

Strike: "or in district court"

4. Page 4, line 13.

Following: "commission"

Strike: "or the court"

5. Page 4, line 14.

Following: "complaint."

Strike: "(1)"

6. Page 4, line 19.

Strike: subsection (2) in its entirety

7. Page 8, line 9.

Strike: section 13 in its entirety

Insert: "Section 13. Filing a complaint in district court. (1) The commission staff shall, at the request of the complainant, issue a letter entitling the complainant to file a discrimination action in district court if:

(a) the commission has not yet held a contested case hearing pursuant to [section 9]; and

(b) one of the following has occurred:

(i) 180 days have elapsed since the date the complaint was filed under [section 5]; or

(ii) the commission staff determines that its efforts to informally investigate and settle the complaint pursuant to [section 8] are unsuccessful.

(2) Within 90 days after receipt of a letter issued by the commission pursuant to subsection (1), a complainant may petition the district court in the district in which the alleged violation occurred for appropriate relief.

(3) If the district court finds, in an action under this section, that a person, institution, entity, or agency against whom or which a complaint was filed has engaged in the unlawful discriminatory practice alleged in the complaint, the court may provide the same relief as described in [section 10] for a commission order. In addition, the court may in its discretion allow the prevailing party reasonable attorney fees."

8. Page 9, line 3.

Following: "through"

Strike: "12"

Insert: "13"

9. Page 9, line 5.

Following: "through"

Strike: "12"

Insert: "13"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 714

A statement of intent is required for this bill because it grants rulemaking authority to the Human Rights Commission in section 2.

The intent of this bill is to eliminate a confusion which now exists between the Human Rights Act and the Governmental Code of Fair Practices by establishing general consistency in the enforcement of these two chapters by the Human Rights Commission. Therefore, it is the intent of the Legislature that the rules adopted by the Commission under the Governmental Code of Fair Practices be modeled after and be as consistent as practicable with the rules adopted by the Commission under the Human Rights Act.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/15/83

HB 359, introduced bill, be amended as follows:

1. Page 10, line 24.

Strike: "and"

2. Page 10, line 25.

Following: "operations"

Insert: "; and (18) or by any employer who is engaged in a labor dispute"

3. Page 14, lines 2 through 10.

Strike: subsection (4) in its entirety

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 359

A statement of intent is required for this bill because it grants the Department of Labor and Industry rulemaking authority concerning child labor regulation. This bill intends that the Department adopt rules insuring that each child have an opportunity to work while at the same time protecting the child's physical and moral well-being and the educational process. The Department may look to the federal law which this act is modeled after for guidance in promulgating rules.

HB 655, introduced bill, be amended as follows:

1. Page 1, lines 17 and 18.

Strike: "or line trucks and bucket trucks"

Insert: ". (3) The provisions of this chapter shall not apply to line trucks and bucket trucks engaged in the maintenance or repair of existing facilities in accordance with rules adopted by the department"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 655

It is intended by this bill to amend Section 50-76-101, MCA, to exclude from the provisions of Title 50, Chapter 76, line trucks and bucket trucks engaged in the maintenance or repair of existing facilities. Such trucks engaged in new construction are not excluded.

Because line trucks and bucket trucks are similar to other equipment included in this chapter, it is necessary to define and distinguish them. These trucks are not exclusively used for maintenance or repair and may be adapted for new construction.

The Division of Workers' Compensation is delegated the rulemaking authority to define the vehicles and exclude those intended by this amendment.

LOCAL GOVERNMENT (McBride, Chairman):

2/15/83

HB 418, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "AND GAS"

2. Page 1, line 22.

Following: "(d)"

Strike: "oil and gas"

3. Page 2, line 21.

Following: "of"

Insert: "the"

Following: "oil"

Strike: "and gas"

Following: "severance"

Strike: "taxes"

Insert: "tax"

4. Page 2, line 25.

Following: "oil"
Strike: "and gas"

5. Page 3, line 9.

Following: "oil"
Strike: "and gas"

6. Page 3, line 24.

Following: "under"

Insert: "subsection (2)(b) of"

And, as amended, do pass. Report adopted.

HB 565, do pass. Report adopted.

HB 596, introduced bill, be amended as follows:

1. Title, line 10.

Strike: "TAX APPEAL BOARD,"

2. Title, line 15.

Strike: "15-15-101,"

3. Page 1, line 25.

Following: "interest."

Insert: "If the board of county commissioners reduces the number of members or reduces the term of office of members on a board or commission, such a decision does not affect the term of office of current members of the board or commission."

4. Page 7, line 14 through line 11, page 9.

Strike: section 13 in its entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 600, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/15/83

HB 624, introduced bill, be amended as follows:

1. Page 8, line 5.

Following: "within"

Strike: "30 days"

Insert: "6 months"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 624

It is the purpose of this act to permit qualifying homeowners to defer payment of property taxes on their homes. The state pays the tax to the county involved and has a lien against the property for the amount paid. The ability to defer taxes is granted to both real property owners and mobile homeowners who meet the qualifications set forth in the act. The act will be effective for property taxes which become due after its passage and approval.

The Department of Revenue is designated as the administering agency. It is the intention of the Legislature that the Department use as much of the current mechanism for determining eligibility for class 4 property tax relief as is practicable in order to determine eligibility for tax deferral. However, the Department is to keep a register of those properties upon

which tax has been deferred and develop a central accounting and notification system. Since deferral of tax places a cloud on the property owner's title, the Legislature specifically requires those who wish to avail themselves of tax relief under this act to take the affirmative action of reapplying each year.

The rules to be adopted by the Department under the authority granted in this act should set forth the details of the procedure for determining eligibility and should also state a procedure for payment of deferred tax. The emphasis should be on making it simple for the eligible taxpayer to avail himself of this program.

The payments to local governments are designed to assure that they do not suffer any revenue loss under this tax relief program.

HB 645, do pass. Report adopted.

HB 658, introduced bill, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE"

2. Page 2, line 21.

Following: "aid"

Insert: "or an erroneous reimbursement of excess school equalization funds"

3. Page 2, line 22.

Following: "superintendent"

Insert: "through failure to include vehicle fee revenue or state reimbursement revenue credited to the elementary and high school equalization levies or permissive levies"

4. Page 2, line 24.

Following: "instruction to"

Strike: "withhold"

Insert: "adjust"

Following: "year's"

Strike: "final"

5. Page 2, line 25.

Following: "aid"

Strike: "payment"

Insert: "payments"

6. Page 3, line 1.

Following: "corrected"

Insert: "or shall take legal action to fully recover school equalization aid funds from a county with excess school equalization aid collections"

NEW SECTION. Section 2. Effective date. This act is effective on passage and approval.

NEW SECTION. Section 3. Termination date. Section 4 of this act terminates on January 1, 1985."

And, as amended, do pass. Report adopted.

HB 702, introduced bill, be amended as follows:

1. Page 3, line 7.

Following: "purposes;"

Strike: "and"

2. Page 3, line 9.

Following: "less"

Strike: ", "

Insert: "; and"

3. Page 3, line 10.

Following: line 9

Insert: "(1) property owned and used by an institution organized pursuant to Title 35 that provides care for the developmentally disabled."

4. Page 3, lines 11 through 14.

Following: "charity" on line 11

Strike: line 11 through "and" on line 14

5. Page 3, line 16.

Following: "aged"

Strike: " "

Following: "or"

Insert: "or"

Following: "ill"

Strike: " , or developmentally disabled"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/15/83
HB 703, do not pass.

LOCAL GOVERNMENT (McBride, Chairman): 2/15/83
HB 611, do not pass.

HB 552 - Representative Daily moved that the adverse committee report on HB 552 be adopted. Representative Nordtvedt made a substitute motion that HB 552 be printed and placed on second reading. Motion failed. (40-57) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki, Mr. Speaker.
 Total 62

Noes: Asay, Bertelsen, Bliss, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hannah, Hanson, R. Jensen, Jones, Keyser, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Waldron, Wallin, Winslow.
 Total 32

Excused: D. Brown.
 Total 1

Absent or not voting: Bergene, Eudaily, Marks, Sales, Swift.
 Total 5

HB 652 - Representative Daily moved that the adverse committee report on HB 652 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: Curtiss, Harp, Hemstad, Keyser, Nordtvedt, Schultz, Seifert, Stobie, Thoft.
Total 9

Excused: D. Brown.
Total 1

Absent or not voting: Ellison, Eudaily, Marks, Sales, Swift.
Total 5

HB 585 - Representative Addy moved that the adverse committee report on HB 585 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Smith, Solberg, Stobie, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 74

Noes: Asay, Bliss, Brand, Curtiss, Ellerd, Ellison, Fabrega, Hannah, Hemstad, Iverson, Keyser, Kitselman, Peck, Ramirez, Schultz, Seifert, Swift, Thoft, Underdal, Wallin, Winslow.
Total 21

Excused: D. Brown.
Total 1

Absent or not voting: Eudaily, Marks, Sales, Spaeth.
Total 4

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 794, introduced by Daily, (By Request of the House Education and Cultural Resources Committee). Referred to Committee on Education and Cultural Resources.

HB 846, introduced by Brand, (By Request of the House State Administration Committee). Referred to Committee on State Administration.

- HB 847**, introduced by Driscoll, (By Request of the House State Administration Committee). Referred to Committee on State Administration.
- HB 848**, introduced by Menahan, Dozier, Harrington, Driscoll, Daniels, Berg, Lee, Halligan, Jacobson, Lynch, Daily, Bergene. Referred to Committee on Judiciary.
- HB 849**, introduced by Spaeth, Conover, Saunders, Towe, J. Jensen, Addy, Driscoll, Dozier. Referred to Committee on Appropriations.
- HB 850**, introduced by Driscoll, R. Manning, Dozier, Berg, Christiaens, Brand, Bachini, Norman, Farris, Smith, J. Brown, Roush. Referred to Committee on Labor and Employment Relations.
- HB 851**, introduced by Jacobsen, Spaeth, Bachini, Holliday, Roush, Underdal, Hanson, Schultz, Ernst, Ryan, Howe, Koehnke, Saunders, Thoft, Bengtson, Lybeck, Bliss, R. Jensen, Ellerd, (By Request of the House Agriculture Committee). Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 852**, introduced by Menahan, Pavlovich, Brand, Quilici. Referred to Committee on Business and Industry.
- HB 853**, introduced by Miller, Gage, Asay, Hanson, Hemstad, Spaeth, R. Manning, Abrams, Phillips, McCormick, O'Connell, Nisbet, Dozier, Fabrega, Bergene. Referred to Committee on Business and Industry.
- HB 854**, introduced by Pavlovich, Hemstad, Dozier, Driscoll, Pistoria, Iverson, O'Connell. Referred to Committee on Judiciary.
- HB 855**, introduced by Ramirez, Spaeth. Referred to Committee on Judiciary.
- HB 856**, introduced by Bergene, Vincent. Referred to Committee on Human Services.
- HB 857**, introduced by Abrams, Spaeth, Pavlovich, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- HB 858**, introduced by Hand, Pavlovich, Zabrocki, Vinger, Devlin, Harp, Miller, Daily. Referred to Committee on Taxation.
- HB 859**, introduced by Waldron. Referred to Committee on Local Government.
- HB 860**, introduced by Fagg. Referred to Committee on Taxation.
- HB 861**, introduced by Quilici, Bardanoue, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.
- HB 862**, introduced by Shontz, Menahan, Winslow, Story, Regan, (By Request of the House Appropriations Committee). Referred to Committee on Appropriations.
- HB 863**, introduced by Fagg. Referred to Committee on Local Government.
- HB 864**, introduced by Connelly, Smith, Jones, Harp, Elliott, Curtiss, Lybeck, Ream, Darko, Mueller, J. Hammond, Kadas, Hansen, Seifert, R. Jensen, Veleber, Eck, Eudaily, Lory, Mohar, B. Brown, Van Valkenburg, Severson, Boylan, Wallin, Vincent, Halligan. Referred to Committee on Agriculture, Livestock and Irrigation.
- HB 865**, introduced by Fagg. Referred to House Select Committee on Economic Development.
- HB 866**, introduced by Sales. Referred to Committee on Taxation.
- HB 867**, introduced by Fabrega, Yardley, (By Request of the House Business and Industry Committee). Referred to House Select Committee on Economic Development.
- HB 868**, introduced by Fabrega, Yardley, (By Request of the House Business and Industry Committee). Referred to House Select Committee on Economic Development.

- HB 869**, introduced by Fabrega, Yardley, (By Request of the House Business and Industry Committee). Referred to House Select Committee on Economic Development.
- HB 870**, introduced by Fabrega, Halligan, Towe, Iverson, Eck, (By Request of the Environmental Quality Council Hard-Rock Mining Subcommittee). Referred to Committee on Taxation.
- HB 871**, introduced by Fagg, Hannah, (By Request of the Select Committee on Economic Development). Referred to House Select Committee on Economic Development.
- HB 872**, introduced by Sales. Referred to Committee on Local Government.
- HB 873**, introduced by J. Brown, Fuller, Harrington, Williams, J. Jensen, Regan, Connelly, Kolstad, Metcalf, Hammond, Van Valkenburg, R. Manning, Waldron, Thomas, Blaylock, Jacobson, Vincent, Bertelsen, Dover, Jones, Berg, E. Smith, Eck, Haffey, Kemmis, Fabrega, Lane, Halligan, Turnage, Miller, Bergene, Donaldson, Howe, Jacobsen, Ream, Hansen, Hemstad, Shontz, Hand, Harper, Pistoria. Referred to Committee on Human Services.
- HB 874**, introduced by Hansen, Kadas, Waldron. Referred to Committee on Local Government.
- HB 875**, introduced by Hansen, J. Brown, Fabrega, O'Connell, Yardley. Referred to Committee on Judiciary.
- HB 876**, introduced by Jacobsen, E. Smith, Etchart, D. Manning, Tveit, Vinger, Solberg, Ryan, Shontz, Schye. Referred to Committee on Appropriations.
- HB 877**, introduced by Ream, Harper, Kadas, Veleber, Jacobson, J. Jensen, Hansen, Driscoll, Menahan, Kemmis, Hager, Bardanouve, Bertelsen, Bergene, Berg, Metcalf, Harrington, Eck, Fagg, Addy, Mohar, Hart, Daily, Nisbet, Farris, Donaldson, Halligan. Referred to Committee on Natural Resources.
- HB 878**, introduced by Iverson. Referred to Committee on Appropriations.
- HB 879**, introduced by Peck, Keenan, Bergene, Bachini, J. Jensen, Connelly, Hart, Farris, Darko, Addy, Schye, Nisbet, Spaeth, Zabrocki, Ream, J. Hammond, J. Brown, Pistoria, Waldron, Metcalf, Veleber, Harrington, McCormick, Driscoll, Hansen, Menahan, Saunders, Daily, Mazurek, Berg, Christiaens, Dozier, Haffey, Hemstad, Miller. Referred to Committee on Education and Cultural Resources.
- HB 880**, introduced by Bergene, J. Jensen, Jones, Vincent, Darko, McCormick, Schultz, Keyser, Iverson, Compton, Smith, Miller, Hemstad, Switzer, Devlin, Spaeth, Curtiss, Thoft, Bertelsen, Metcalf, Kennerly, Zabrocki, Harper, Howe, Dozier, Roush, Harrington, Daily, Abrams, Holliday, Keenan, Nisbet, McBride, Saunders, Addy, Schye. Referred to Committee on Human Services.
- HB 881**, introduced by Schye, Darko, Saunders, Addy, Koehnke, Fabrega, Vincent, Bergene, Regan, McCormick, Keenan, J. Brown, Connelly, Farris, Bachini, Hemstad, Bertelsen, Hansen, Kadas, Harper, Howe, Jacobson, Zabrocki, Kennerly, Winslow, Nilson, Metcalf, J. Hammond, Ream, Harrington, Veleber, Hart, Holliday, Bengtson, Ramirez, Curtiss, Kemmis, Lory, Eudaily, Hanson, Harp, Mueller, Miller, Compton, McBride. Referred to Committee on Education and Cultural Resources.
- HB 882**, introduced by Eudaily, Daily. Referred to Committee on State Administration.
- HB 883**, introduced by Brand, Harrington, Vincent, J. Jensen, Metcalf, Dozier, Saunders, Driscoll. Referred to Committee on Business and Industry.

HB 884, introduced by Connelly, Bachini, Peck. Referred to Committee on Business and Industry.

HJR 26, introduced by Ernst, Nordtvedt, Hanson. Referred to Committee on Highways and Transportation.

HJR 27, introduced by Shontz, Tveit. Referred to Committee on Agriculture, Livestock and Irrigation.

HJR 28, introduced by Menahan, Fagg, Zabrocki, J. Brown, Nordtvedt, (By Request of the House Committee on Legislative Administration). Referred to Committee on Legislative Administration.

MOTIONS

Representative McBride moved that HB 495 be taken from second reading and referred to the Committee on Local Government. Motion carried.

Representative Vincent moved that the House adjourn until 2:30 p.m., February 16, 1983.

Motion carried.

House adjourned at 6:50 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

THIRTY-NINTH LEGISLATIVE DAY

Helena, Montana
February 16, 1983

House Chambers
State Capitol

House convened at 2:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-seventh legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/16/83
Correctly printed: HB 180, HB 194, HB 195, HB 359, HB 402, HB 438, HB 565, HB 600, HB 645, HB 668, HB 670, HB 678, HB 698, HB 702.
Considered correctly engrossed: HB 129, HB 144, HB 220, HB 306, HB 477, HB 491, HB 493, HB 501, HB 527, HB 530, HB 579, HB 581, HB 609, HB 644, HB 660, HB 684, HB 693.
Correctly engrossed: HB 575.
Correctly enrolled: HB 91.

JUDICIARY (D. Brown, Chairman): 2/16/83
HB 677, introduced bill, be amended as follows:

1. Page 1, line 17.

Following: "award."

Insert: "It shall be unlawful to pay cash prizes directly from any bingo device."

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman): 2/16/83
HB 26, introduced bill, be amended as follows:

1. Title, line 6.

Following: "EDUCATION"

Insert: "IF THERE IS NO INCREASED PRODUCTION WITHIN THE COUNTY"

2. Page 1, line 25.

Following: "(b)"

Insert: "if there is no increased production within the county: (i)"

3. Page 2, line 2.

Following: "(4)"

Insert: "and"

4. Page 2, line 3.

Following: line 2

Strike: "(c)"

Insert: "(ii)"

5. Page 2, line 7.

Following: "(b)"

Strike: "(d)"

Insert: "(c)"

6. Page 2, line 8.

Following: "(2)(a)"

Strike: "through (2)(c)"

Insert: "and (2)(b)"

7. Page 3, line 2.

Following: "(2)(b)"

Insert: "(i)"

8. Page 3, line 10.

Following: "applies"

Strike: "on and after April 1, 1983"

Insert: "to production occurring after March 31, 1984"

And, as amended, do pass. Report adopted.

HB 621, do pass. Report adopted.

HB 637, do pass. Report adopted.

Adverse Committee Reports

HB 49 - Representative Daily moved that the adverse committee report on HB 49 be adopted. Representative Nordtvedt made a substitute motion that HB 49 be printed and placed on second reading. Motion failed. (36-63) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Mr. Speaker.
Total 69

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, Harp, Iverson, Jones, Kitselman, Marks, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow, Zabrocki.
Total 30

Excused: None.

Total 0

Absent or not voting: Shontz.

Total 1

HB 672 - Representative Nilson moved that the adverse committee report on HB 672 be adopted. Representative Kitselman made a substitute motion that HB 672 be printed and placed on second reading. The substitute motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Miller, Mueller, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie,

Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.
Total 66

Noes: Addy, Bardanouve, Brand, Connelly, Dozier, Driscoll, Hammond, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Kadas, Lybeck, Manuel, Metcalf, Neuman, Nilson, Nisbet, Ream, Roush, Schye, Spaeth, Veleber, Waldron, Williams, Yardley, Mr. Speaker.
Total 29

Excused: None.
Total 0

Absent or not voting: Asay, Iverson, Lory, Menahan, Pavlovich.
Total 5

MESSAGES FROM THE OTHER HOUSE

Free conference committee report adopted: 2/15/83

Free conference committee report on SJR 1

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 2/15/83

HB 53, introduced by Bergene, Fabrega, Sales, et al.

HB 307, introduced by Brand, Ellerd

HB 347, introduced by Donaldson

House bills concurred in and returned to the House: 2/15/83

HB 27, introduced by Koehnke, Sales, Ellerd, et al.

HB 165, introduced by Miller

HB 350, introduced by Hammond, Fuller

HB 369, introduced by Sands

Senate bills passed and transmitted to the House for concurrence: 2/15/83

SB 237, introduced by Halligan, Asay, Swift, et al.

SB 259, introduced by Jacobson, McBride

SB 314, introduced by Stimatz

SB 320, introduced by Gage

SB 324, introduced by Towe, Regan, Blaylock, et al.

SB 352, introduced by Regan, Dover, Mazurek

MOTIONS

Representative Winslow moved that HB 284 be placed below HB 667 on second reading this day. Motion carried.

Representative Vincent moved that consideration on SB 53, SB 75, and SB 151 be passed until the 46th legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 885, introduced by Jacobsen, Thoft, Bengtson, Underdal, Kolstad, Shaw, Spaeth, Bachini, Keyser, Lane, E. Smith, Lee, Aklestad, Devlin, Tveit, Ochsner, Stimatz, Abrams, Harp, C. Smith, Hager, Stephens, Dover. Referred to Committee on State Administration.

HB 886, introduced by Pavlovich. Referred to Committee on Business and Industry.

HJR 29, introduced by Ramirez, J. Brown, Curtiss, Darko, Eudaily, Keyser, Seifert, Spaeth, Addy, (By Request of the House Judiciary Committee). Referred to Committee on Judiciary.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 377 passed as follows:

Ayes: Addy, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Sands, Schye, Seifert, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 60

Noes: Abrams, Asay, Bachini, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Farris, Hanson, Holliday, Iverson, Jacobsen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, O'Connell, Phillips, Roush, Ryan, Sales, Saunders, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 39

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

HB 441 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Daily.

Total 1

HB 451 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Noes: Asay, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 42

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 489 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: McBride.

Total 1

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

HB 514 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 59

Noes: Asay, Bachini, Bergene, Brand, D. Brown, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Harrington, Hart, R. Jensen, Kadas, Keenan, McBride, McCormick, Marks, Menahan, Miller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Saunders, Schye, Switzer, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 515 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bachini, Bardanouve, Brand, Connelly, Curtiss, Daily, Hanson, Neuman, Peck, Quilici, Thoft.

Total 11

Excused: None.

Total 0

Absent or not voting: D. Brown, Hand.

Total 2

HB 520 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 532 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: McBride.

Total 1

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

HB 533 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: McBride.

Total 1

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

HB 577 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders,

Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Bardanouve, Daily, Ellison, Pavlovich.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 589 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellison, Fabrega.

Total 2

HB 595 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: D. Brown.

Total 1

Excused: None.

Total 0

Absent or not voting: Fabrega, Hansen.

Total 2

HB 608 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, Driscoll, Peck.

Total 3

Excused: None.

Total 0

Absent or not voting: Fabrega.

Total 1

HB 633 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Pavlovich.

Total 1

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

HB 642 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg,

Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Harper.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 653 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 657 passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Addy, Bachini, Brand, D. Brown, Darko, Driscoll, Farris, Harper, Hemstad, Menahan, Nisbet, O'Connell, Peck, Vincent.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Marks moved that his vote on HB 377, third reading, be recorded as no. Motion carried.

Representative Saunders moved that his vote on HB 377 and HB 514, third reading, be recorded as no. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 388 - Representative Harrington moved that HB 388 do pass. Representative Bertelsen made a substitute motion that HB 388 do not pass. The substitute motion carried as follows:

Ayes: Asay, Bachini, Bardanouve, Bertelsen, J. Brown, Connelly, Curtiss, Darko, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harper, Howe, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Abrams, Addy, Bengtson, Bergene, Bliss, D. Brown, Compton, Daily, Devlin, Dozier, Driscoll, Farris, Hand, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Keenan, Kennerly, McBride, McCormick, Menahan, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Shontz, Solberg, Stobie, Switzer, Underdal, Veleber, Vinger.

Total 40

Excused: None.

Total 0

Absent or not voting: Brand, Thoft.

Total 2

HB 412 - That HB 412 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: Hannah, Ryan, Switzer.

Total 3

Excused: None.

Total 0

Absent or not voting: Brand, Fabrega, Fagg, Harrington, Iverson, Stobie, Thoft, Winslow.

Total 8

HB 459 - That HB 459 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bengtson, Daily, Donaldson, Ellerd, Harrington, Iverson, Keenan, Marks, Nordtvedt.

Total 9

HB 467 - That HB 467, second reading copy, be amended as follows:

1. Page 2, line 22.

Strike: "(5)"

Insert: "(4)"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Bengtson, Daily, Donaldson, Harper, Harrington, Marks, Nordtvedt, Quilici, Seifert.

Total 10

That HB 467, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Daily, Farris, Harrington, Nordtvedt, Phillips, Quilici, Thoft.

Total 7

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (90-2)

MOTIONS

Representative Vincent moved that the House recess at 4:30 p.m. Motion carried.

House reconvened at 5:25 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/16/83

Examined by the sponsor (Mueller) and found to be correct: HB 91.

Signed by the Speaker at 4:03 p.m., 2/16/83: HB 91.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

2/16/83

HB 617, introduced bill, be amended as follows:

1. Title, line 4.

Following: "ACT TO"

Strike: remainder of lines 4 through 7

Insert: "INCREASE THE COVERAGE OF CROP DUSTING AND SPRAYING LIENS; AMENDING SECTION 71-3-901, MCA."

2. Page 1, line 24.

Following: line 24

Strike: line 25 through line 14, page 3

And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/16/83

HB 662, do pass. Report adopted.

HB 710, introduced bill, be amended as follows:

1. Page 4, line 22.
Following: "provided in"
Strike: "this part"
Insert: "33-2-705"

2. Page 5, line 1.
Strike: "\$10,000"
Insert: "\$50,000"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 710

A statement of intent is required for this bill because it authorizes the Insurance Commissioner to prescribe forms for reporting of business written by nonresident agents. The report must include the name of the company, the policy number, premium earned, and commission earned, and any other information as the Commissioner may direct.

HB 716, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/16/83

HB 746, do pass. Report adopted.

HB 794, do pass. Report adopted.

HJR 21, do pass. Report adopted.

HJR 22, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/16/83

HB 269, introduced bill, be amended as follows:

1. Title, line 6.

Following: "FOR"

Insert: "PROGRAMS AND EMPLOYEE TRAINING FOR"

2. Page 1, line 24.

Following: "of"

Insert: "programs for and training for operators and employees of"

And, as amended, do pass. Report adopted.

HB 312, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 312

The Department of Institutions is requesting legislation that would allow the state and counties to develop a comprehensive long-term plan rather than the annual plans now required under 53-24-204 and 53-24-211.

Under section 53-24-211, the Department has existing rulemaking authority regarding the submission, approval, and disapproval of plans. The Department is requesting statute authority that would allow long-term state and county comprehensive plans. The only new rules the Department will adopt under this bill will be dates for submission and updating county plans.

These existing rules that the Legislature has allowed are:

- (a) submission dates for the county alcohol and drug plan, and
- (b) the approval date by the department, or notice of disapproval.

HB 321, introduced bill, be amended as follows:

1. Title, lines 6 and 7.

Following: "SERVICES"

Strike: "USUALLY PERFORMED BY A PHYSICIAN"

Insert: "IN AREAS WHERE MEDICINE AND DENTISTRY
OVERLAP"

2. Page 1, lines 11 and 12.

Following: "services"

Strike: "traditionally performed by physicians"

Insert: "where medicine and dentistry overlap"

3. Page 1, lines 16 and 17.

Following: "services"

Strike: "traditionally or usually performed by physicians if"

Insert: "for which a physician would be paid provided"

And, as amended, do pass. Report adopted.

HB 360, do pass. Report adopted.

HB 416, introduced bill, be amended as follows:

1. Title, line 5.

Following: "PATIENT'S"

Strike: "INJURY"

Insert: "CONDITION"

2. Page 3, line 5.

Strike: "or general nature of the injuries"

And, as amended, do pass. Report adopted.

HB 445, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "designate"

Insert: "the entire public area as a"

Following: "nonsmoking"

Strike: "areas"

Insert: "area"

2. Page 1, line 19.

Following: "designating"

Strike: "a smoking"

Insert: "the nonsmoking"

3. Page 2, line 6.

Strike: "both a restaurant and"

Following: "tavern"

Strike: ", in which some"

4. Page 2, line 7.

Strike: "patrons choose to eat their meals in a tavern,"

5. Page 2, lines 9 and 10.

Following: "area"

Strike: "in the tavern area of the establishment"

And, as amended, do pass. Report adopted.

HB 699, introduced bill, be amended as follows:

1. Title, line 15.

Strike: "OR BUSINESS TAX"

2. Page 8, line 8.

Strike: "or business tax"

3. Page 15, line 24.

Strike: "or business tax"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 699

A Statement of Intent is required because Section 2 delegates to the Board of Dentistry power to make rules for the implementation, continuation, and enforcement of all sections within Title 37, chapter 4. This provision is intended as a backup to the various provisions giving the Board rulemaking authority over portions of the chapter as are found in 37-4-301 (examination criteria for dental license), 37-4-307 (dentist license fees), 37-4-321 (defining unprofessional conduct), 37-4-402 (examination criteria for dental hygienist license), 37-4-406 (hygienist license fees), and 37-4-408 (scope of duties of dental assistants). This is consistent with authority delegated to most other professional licensing boards. Section 2 grants the Board the authority to interpret or implement other parts of the chapter that are not covered by existing delegation. The Board shall be bound by statements of intent adopted in 1979 for these other sections and may not use Section 2 for rulemaking authority when a more specific delegation suffices.

Sections 4 and 8 give the Board authority to adopt rules imposing a demonstration of continued competency for license renewal. The Board is not required to adopt such rules. It is contemplated that a study will be conducted to review other existing program designs in determining a viable means of demonstrating continued competency.

STATE ADMINISTRATION (Brand, Chairman):

2/16/83

HB 356, introduced bill, be amended as follows:

1. Title, line 5.

Following: "OF"

Insert: "MONETARY"

2. Page 1, line 12.

Following: "combined"

Insert: "monetary"

3. Page 1, line 13.

Following: "campaign"

Insert: " , "

4. Page 1, line 15.

Following: "combined"

Insert: "monetary"

5. Page 1, line 16.

Following: " . "

Insert: "In-kind contributions may not be included in computing these limitation totals."

And, as amended, do pass. Report adopted.

HB 386, introduced bill, be amended as follows:

1. Page 1, line 14.

Following: "the"

Insert: "shared"

Following: "economic"

Insert: "or other"

2. Page 1, line 15.

Following: "of"

Strike: "a majority of"

3. Page 1, line 17.

Following: "employer" following line 16

Insert: "or union"

Following: "the employer"

Insert: "or the union"

And, as amended, do pass. Report adopted.

HB 387, introduced bill, be amended as follows:

1. Page 2, line 1.

Following: "committee"

Insert: "other than a committee provided for in subsection (1)"

And, as amended, do pass. Report adopted.

HB 626, do pass. Report adopted.

HB 639, do pass. Report adopted.

HB 656, introduced bill, be amended as follows:

1. Title, line 6.

Following: "AGENCIES"

Insert: "LOCATED IN HELENA"

2. Page 1, line 13.

Following: "~~Helena~~"

Insert: "located in Helena"

3. Page 1, line 16.

Following: "~~Helena~~"

Insert: "in Helena"

And, as amended, do pass. Report adopted.

HB 781, do pass. Report adopted.

Adverse Committee Reports

HUMAN SERVICES (Hart, Chairman):

2/16/83

HB 401, do not pass.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Donaldson excused at this time.

HB 472 - That **HB 472** do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Donaldson.

Total 1

Absent or not voting: R. Jensen, Marks, Solberg.

Total 3

HB 508 - That HB 508 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Bardanouve, Daily, Pavlovich.

Total 3

Excused: Donaldson.

Total 1

Absent or not voting: Abrams, Driscoll, Fagg, Hannah, Harp, R. Jensen, Marks, Solberg.

Total 8

HB 570 - That HB 570 do pass. Motion carried as follows:

Ayes: Addy, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Abrams, Asay, Bachini, Ellison, Jacobsen, Koehnke, Manuel, Schultz, Shontz, Thoft, Vinger.

Total 11

Excused: Donaldson.

Total 1

Absent or not voting: Bliss, Brand, R. Jensen, Marks, Solberg.

Total 5

Representative Donaldson present at this time.

HB 641 - That HB 641 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Asay, D. Brown, Hansen, O'Connell, Pavlovich, Pistoria.

Total 6

Excused: None.

Total 0

Absent or not voting: Harrington, R. Jensen, Marks, Seifert, Solberg.

Total 5

HB 667 - That HB 667 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: Addy, Brand, D. Brown, J. Brown, Farris, Hannah, Hart, Hemstad, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Shontz, Waldron.

Total 15

Excused: None.

Total 0

Absent or not voting: R. Jensen, McBride, Solberg, Yardley.

Total 4

HB 284 - That HB 284 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson,

Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Abrams, Bardanouve, Bliss, Daily, Farris, Hansen, Keenan, Peck, Sales, Shontz, Thoft, Underdal, Vinger.

Total 13

Excused: None.

Total 0

Absent or not voting: Harrington, Nordtvedt, Solberg.

Total 3

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (94-0)

MOTIONS

Representative Vincent moved that the House recess at 6:30 p.m. Motion carried.

House reconvened at 7:20 p.m.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Bardanouve, Chairman):

2/16/83

HB 131, do pass. Report adopted.

HB 247, do pass. Report adopted.

HB 317, do pass. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/16/83

HB 93, introduced bill, be amended as follows:

1. Title, line 6.

Following: "FOR"

Strike: "TWO-TEACHER"

Insert: "INSTRUCTIONAL AIDE"

2. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

3. Page 1, lines 12 through 13.

Following: "for"

Strike: "two-teacher"

Following: "schools"

Strike: remainder of line 12 through "options" on line 13

Insert: "of fourteen through seventeen pupils — instructional aide funding"

4. Page 1, line 16.

Following: "of"

Strike: "20-9-316(4)"

Insert: "20-9-316(3)"

5. Page 1, line 17.

Following: line 16

Strike: "20-9-318(4)"

Insert: "20-9-318(3)"

6. Page 1, line 21.

Following: line 20

Strike: "two-teacher"

Insert: "instructional aide"

7. Page 2, line 18.

Following: "for"

Strike: "two-teacher"

Insert: "instructional aide"

8. Page 2, lines 19 through 23.

Following: "subsection (1)"

Strike: line 19 through "ANB" on line 23

Insert: "the district must hire an instructional aide"

9. Page 2.

Following: line 23

Insert: "(3) For the purposes of this section, the term "instructional aide" means a paraprofessional who is under the direct supervision of a teacher or a certified teacher."

10. Page 3.

Following: line 6

Insert: "(3) For schools with an ANB of at least 14 pupils but less than 18 pupils that qualify for instructional aide funding under [section 1], the maximum shall be \$26,533 plus \$651 per pupil on the basis of the average number belonging over 14."

Renumber: subsequent subsections

11. Page 3, lines 12 through 14.

Following: "teachers"

Strike: line 12 through "]" on line 14

12. Page 3, line 15.

Following: line 14

Strike: "\$32,596"

Insert: "\$34,227"

13. Page 3, line 16.

Following: "48"

Strike: "14"

Insert: "18"

14. Page 4.

Following: line 21

Insert: "(3) For schools with an ANB of at least 14 pupils but less than 18 pupils that qualify for instructional aide funding under [section 1], the maximum shall be \$29,358 plus \$748.70 per pupil on the basis of the average number belonging over 14."

Renumber: subsequent subsections

15. Page 5, lines 2 through 4.

Following: "teachers"

Strike: line 2 through "]" on line 4

16. Page 5, line 5.

Following: line 1

Strike: "\$37,485"

Insert: "\$39,361"

17. Page 5, line 6.

Following: "18"

Strike: "14"

Insert: "18"

18. Page 6, line 6.

Following: line 5

Insert: "NEW SECTION. Section 5. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

HB 591, introduced bill, be amended as follows:

1. Title, lines 4 through 6.

Following: "ACT"

Strike: remainder of line 4 through "OFFERED;" on line 6

2. Page 1, line 16.

Following: "~~specialist~~"

Insert: "or specialist"

And, as amended, do pass. Report adopted.

HB 625, introduced bill, be amended as follows:

1. Page 2, line 8.

Strike: "project"

2. Page 2, line 9.

Following: line 8

Strike: "architect"

Insert: "architecture and engineering division of the department of administration"

3. Page 2, line 25 through line 3, page 3.

Following: "(3)."

Strike: remainder of subsection (1) in its entirety

4. Page 3, line 11.

Following: line 10

Strike: "used"

Insert: "granted to the Montana arts council"

5. Page 3, line 24.

Following: "appoint a"

Insert: "three-member"

6. Page 4, line 2.

Following: line 1

Strike: "include"

Insert: "consist of"

7. Page 4, line 3.

Following: "from the"

Insert: "user agency who is a resident of the"

8. Page 5, line 12.

Following: "date"

Insert: "— applicability"

9. Page 5, line 13.

Following: "1983"

Insert: ", and applies only to appropriations made by the 49th legislature and subsequent legislatures"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/16/83

HB 724, introduced bill, be amended as follows:

1. Page 3, line 24.

Strike: "effects of a"

Insert: "adverse environmental impacts, not including social and economic impacts, that remain following the"

2. Page 3, line 25 through line 1, page 4.

Strike: "within the local government unit"

3. Page 4.

Strike: line 4 in its entirety

Renumber: subsequent subsections

4. Page 4, line 5.

Following: "funds"

Insert: "from this account and other sources"

And, as amended, do pass. Report adopted.

Representatives Devlin and Hanson excused at this time.

Adverse Committee Reports

HB 611 - Representative McBride moved that the adverse committee report on HB 611 be adopted. Representative Marks made a substitute motion that HB 611 be printed and placed on second reading. Motion failed. (39-54) Thereupon, the adverse committee report was adopted as follows:

Ayes: Addy, Asay, Bardanouve, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 55

Noes: Bachini, Bengtson, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, O'Connell, Peck, Phillips, Ramirez, Sales, Sands, Seifert, Smith, Swift, Thoft, Waldron, Williams.

Total 38

Paired: McBride, Schye, Ayes; Devlin, Hanson, Noes.

Excused: None.

Total 0

Absent or not voting: Abrams, Brand, R. Jensen, Koehnke, Solberg, Stobie, Winslow.

Total 7

Representative Seifert excused at this time.

HB 703 - Representative Zabrocki moved that the adverse committee report on HB 703 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Abrams, Brand, Ellerd, R. Jensen, Koehnke, Solberg, Stobie.

Total 7

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 674 - That HB 674 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Brand, Dozier, Harrington, R. Jensen, Solberg, Stobie.

Total 6

HB 679 - That HB 679 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Brand, Farris, Harrington, R. Jensen, Lybeck, Nilson, Stobie, Veleber.

Total 8

Representative Neuman excused at this time.

HB 680 - That HB 680 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Devlin, Hanson, Neuman, Seifert.

Total 4

Absent or not voting: Brand, Harrington, R. Jensen, Keyser, Stobie.

Total 5

Representative Neuman present at this time.

HB 688 - That HB 688 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Brand, Dozier, R. Jensen, Stobie, Yardley.

Total 5

HB 696 - That HB 696 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 84

Noes: Holliday, Keyser, Manuel, Sales, Saunders, Zabrocki.

Total 6

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Asay, Brand, Darko, Harrington, R. Jensen, Stobie, Waldron.

Total 7

HB 712 - That HB 712 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Bengtson, Brand, R. Jensen, Smith, Stobie, Waldron.

Total 6

HB 718 - That HB 718 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Brand, R. Jensen, Marks, Schultz, Stobie, Waldron.

Total 6

HJR 19 - That HJR 19 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Sales.

Total 1

Excused: Devlin, Hanson, Seifert.

Total 3

Absent or not voting: Brand, R. Jensen, Nordtvedt, Stobie, Waldron.

Total 5

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (91-0)

MOTIONS

Representative Switzer moved that HB 667 be taken from engrossing and referred to the Committee on Appropriations. Motion carried.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 2/16/83

HB 42, do pass. Report adopted.

HB 673, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/16/83

HB 691, introduced bill, be amended as follows:

1. Page 1, line 19.

Following: "through"

Strike: "11"

Insert: "13"

2. Page 1, line 25.

Following: "compensation"

Insert: "— meetings — department to keep records"

3. Page 2, line 1.

Following: "shall"

Insert: "meet to"

4. Page 2, line 4.

Following: "and"

Insert: ", except as provided in [section 6],"

5. Page 2.

Following: line 7

Insert: "(3) The department shall keep a record of the board's proceedings which are public records subject to public inspection.

Section 4. Enforcement of rules by board member — board designees. (1) In absence of a quorum of the board, any board member in attendance at and supervising a contest or exhibition has the full power of the board in enforcing rules of the board.

(2) The board may designate in writing representatives to act specifically on behalf of the board but only within the scope of the written authority.

Section 5. Board member conflict of interest. No board member may:

(1) serve as a manager, promoter, or trainer of a professional or semi-professional boxer or wrestler or an amateur boxer;

(2) have a financial interest or affiliation in a professional or semi-professional boxing or wrestling match or an amateur boxing match;

(3) serve as ring official, timer, referee, or judge at a professional or semi-professional boxing or wrestling match or an amateur boxing match; or

(4) participate in a professional or semi-professional boxing or wrestling match or an amateur boxing match."

Renumber: subsequent sections

6. Page 2, line 10.

Following: "professional"
Insert: "or semi-professional"

7. Page 2, line 12.
Following: "purse"
Strike: "or"
Insert: "and"

8. Page 2, line 15.
Strike: ".,"
Insert: ".,"

9. Page 3, line 4.
Following: "professional"
Insert: "or semi-professional"

10. Page 3, line 6.
Following: "unless"
Insert: "he is licensed by the board and"

11. Page 3, line 9.
Strike: "10"
Insert: "12"

12. Page 3, line 12.
Strike: "11"
Insert: "13"

13. Page 4.
Following: line 2
Insert: "(3) The rules shall meet or exceed the safety codes required by recognized professional boxing and wrestling organizations and provide reasonable measures for the fair conduct of the matches or exhibitions and for the protection of the health and safety of the contestants. The rules shall require a physical examination of each contestant prior to each match or exhibition and the attendance of a licensed physician at ringside and shall provide for the qualifications of judges, referees, and seconds and for the payment of such officials by the promoter."

14. Page 4, line 9.
Following: "professional"
Insert: "or semi-professional"

15. Page 4, line 11.
Following: "professional"
Insert: "or semi-professional"

16. Page 4, line 13.
Following: "managers,"
Insert: "boxers, wrestlers, seconds, trainers,"

17. Page 4, line 19.
Following: "amateur"
Strike: "or"
Insert: " ,"
Following: "professional"
Insert: " , or semi-professional"

18. Page 4, line 22.
Following: "professional"
Insert: "or semi-professional"

19. Page 5, line 1.

Strike: "11"

Insert: "13"

20. Page 5, line 15.

Strike: "11"

Insert: "13"

21. Page 5, line 22.

Strike: "11"

Insert: "13"

22. Page 6, line 3.

Strike: "11"

Insert: "13"

23. Page 6, line 10.

Following: "through"

Strike: "11"

Insert: "13"

24. Page 6, line 13.

Following: "through"

Strike: "11"

Insert: "13"

25. Page 6, line 15.

Following: "amateur"

Insert: ", "

Following: "professional"

Insert: ", or semi-professional"

26. Page 7, line 1.

Following: "through"

Strike: "11"

Insert: "13"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 691

A statement of intent is required for this bill because it grants rulemaking authority to the Board of Athletics. Qualifications for licensure to conduct boxing or wrestling events or to act as a referee, manager, or judge should be based primarily on particular knowledge required for the particular license and the integrity of the applicant, as indicated by past activities. To this end, the rules should address means of determining knowledge and integrity, such as affidavits or references evidencing experience and good reputation in the particular field.

The Board should also look to the regulations established by the World Boxing Association for guidance.

The intention of the legislature is that the Board may not meet within 48 hours of any wrestling or boxing match or exhibition over which it has jurisdiction.

JUDICIARY (D. Brown, Chairman):

2/16/83

HB 250, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "PROVIDING FOR JAIL TERMS OF CONSECUTIVE DAYS"

Insert: "INCREASING THE PENALTIES"

2. Page 1, line 15.

Following: "for"

Insert: "not less than"

3. Page 1, line 16.

Following: "hours"

Insert: "or more than 60 days"

4. Page 1, line 23.

Strike: "consecutive"

5. Page 1, line 24.

Strike: "30 days"

Insert: "6 months"

6. Page 2, lines 4 and 5.

Strike: "30 consecutive"

Insert: "90"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/16/83

HB 118, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "\$50"

Insert: "\$45"

And, as amended, do pass. Report adopted.

HB 373, introduced bill, be amended as follows:

1. Title, lines 6 through 8.

Following: "CONTRACTORS;"

Strike: "TO ALLOW THE BOARD TO ESTABLISH RULES ON THE DISCLOSURE OF WATER WELL CONSTRUCTION AND PAYMENT THEREFOR;"

And, as amended, do pass. Report adopted.

HB 646, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/16/83

HB 689, introduced bill, be amended as follows:

1. Title, lines 12 through 14.

Strike: "CREATING" on line 12 through "," on line 14

2. Page 6, line 12.

Strike: "(1)"

3. Page 6, line 15.

Strike: "(a)"

Insert: "(1)"

4. Page 6, line 16.

Following: ".,"

Insert: "and"

5. Page 6, line 17.

Strike: "(b)"

Insert: “(2)”

6. Page 6, lines 18 through 25.

Following: “45-7-401” on line 18

Strike: “,” through “part” on line 25

7. Page 11, line 5.

Following: “,”

Insert: “or”

8. Page 11, lines 6 through 8.

Strike: subsection (b) in its entirety

Renumber: subsequent subsection

9. Page 12, line 23.

Following: “,”

Insert: “or”

10. Page 12, line 25 through line 2, page 13.

Following: “judiciary” on line 25

Strike: “,” through “request” on line 2, page 13

11. Page 23, line 18.

Following: “~~consideration~~”

Insert: “through a recruitment, selection, and appointment process open to the public”

12. Page 23, line 19.

Following: “appointed”

Insert: “in a like manner”

13. Page 27, lines 11 and 12.

Following: “7,” on line 11

Insert: “and”

Following: “1,” on line 11

Strike: “and” through “1” on line 12

14. Page 30, line 6 through line 6, page 35.

Strike: sections 32 through 40 in their entirety

Renumber: subsequent sections

15. Page 37, lines 21 through 24.

Strike: subsection (3) in its entirety

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 689

It is the intent of the Legislature to create a Commission on Ethics and Political Practices to take the place of the Commissioner of Political Practices.

It is intended that the duties of the Commission include those duties presently assigned to the Commissioner. It is not the intent of this bill to expand the powers of the Commission beyond those powers currently granted to the Commissioner in the areas of lobbyist regulation and campaign finance.

It is intended that the duties of the Commission include those duties presently assigned to the Secretary of State in the administration of Title 2, chapter 2, part 1. It is intended that the powers of the Commission in this area are limited to those specifically granted in this bill. It is intended

that the Commission not have the authority to hold hearings or conduct investigations of any kind regarding the behavior of any public official or employee.

It is intended that the penalties contained in this bill are applicable to all public officials and employees, whether their functions be legislative, judicial, or executive.

It is intended that the portions of this bill revising the code of ethics in the areas of ethical standards, disclosure requirements and mechanics, and the advisory opinion function, apply only to executive branch officials and employees at the state and local level. This is intended because ethical provisions regarding the judiciary are already in place and because it is the intent of the Legislature, after review, to implement its own conduct review and disclosure requirements and mechanics.

It is intended that the Commission will study the laws given to it to administer, particularly the code of ethics, and reports to the Legislature at the next legislative session or subsequent sessions any changes it wishes to recommend.

It is intended that any study or review of the code of ethics and any legislation recommended by the Commission be limited to those standards or mechanics that apply to executive branch officials and not include provisions which apply to members of the Legislature.

It is intended that the authority given to the Commission in section 26 of this bill to hire and fire all personnel under its supervision not be used to fire any of the personnel currently employed in the office of Commissioner of Political Practices, unless there be good and sufficient cause to do so.

A Statement of Intent is required for this bill because section 8 grants the Commission the authority to adopt rules for the conduct of its affairs under the code of ethics. It is intended that the authority to adopt rules is specifically limited to the areas provided for in section 8. Rules are to be adopted under the Montana Administrative Procedure Act. The rules regarding advisory opinions must be consistent with sections 9 through 14 of this bill. It is intended that the Commission may not, by rule, provide for any hearing or investigation of any kind regarding the behavior of any individual.

ANNOUNCEMENTS

The Speaker announced that Thursday, February 17, at 5:00 p.m. is the deadline for introducing committee bills and resolutions.

Representative Vincent moved that the House adjourn until 3:00 p.m., February 17, 1983.

Motion carried.

House adjourned at 8:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTIETH LEGISLATIVE DAY

Helena, Montana
February 17, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by Representative J. Brown. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-eighth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 2/17/83

Correctly printed: HB 26, HB 93, HB 131, HB 247, HB 250, HB 269, HB 317, HB 321, HB 335, HB 356, HB 360, HB 386, HB 387, HB 416, HB 418, HB 445, HB 596, HB 617, HB 621, HB 624, HB 626, HB 637, HB 639, HB 655, HB 656, HB 658, HB 662, HB 672, HB 677, HB 710, HB 714, HB 716, HB 724, HB 746, HB 781, HB 794, HJR 21, HJR 22.

Correctly enrolled: HB 95, HB 113, HB 127, HB 133, HB 154, HB 155, HB 235, HB 251.

BILLS (Menahan, Chairman): 2/17/83

Correctly printed: HB 42, HB 118, HB 312, HB 591, HB 625, HB 646.

Considered correctly engrossed: HB 412, HB 459.

Signed by the Speaker at 5:37 p.m., 2/16/83: SB 10, SB 160.

Delivered to the Governor for his approval at 9:55 a.m., 2/17/83: HB 91.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 2/16/83

HB 638, introduced bill, be amended as follows:

1. Title, line 6.

Strike: "PROMPTLY"

Following: "PAY"

Insert: "MEDICAL OR HEALTH"

Following: "CLAIMS"

Insert: "IN A TIMELY MANNER"

2. Title, lines 7 through 13.

Following: "THAT"

Strike: remainder of line 7 through "INFORMATION" on line 13

Insert: "THE COMMISSIONER MAY INQUIRE INTO THE CAUSE OF CERTAIN LATE PAYMENTS"

3. Title, line 14.

Following: "ON"

Insert: "CERTAIN"

4. Title, lines 15 and 16.

Following: "INSURER"

Strike: remainder of line 15 through "FORM" on line 16

5. Page 1, line 23.

Following: "corporation,"

Insert: "health service corporation,"

6. Page 2.

Following: line 8

Strike: line 9 through line 20, page 3

Insert: "Section 2. Time for payment of claims. (1) If within 30 days after receipt of a proof of loss, the insurer has not paid the claim for benefits provided in the policy or contract or notified the insured or the insured's assignee of the reasons for failure to pay the claim in full and has not requested additional information or documents, the insured or the assignee may report the delay to the commissioner, who may then investigate to determine if the insurer has failed to pay the claim within 30 days of its receipt without good reason and, if so, whether such delay is a general course of business practice of the insurer.

(2) Upon the commissioner's determination that the delay is a general course of business practice and for a year thereafter unless earlier rescinded by the commissioner, all claims for benefits not paid by that insurer within 30 working days after receipt by the insurer, without good reason as determined by the commissioner, shall obligate the insurer to pay interest at 18% a year from the date the commissioner determines that the delay became unreasonable."

Renumber: subsequent sections

7. Page 4.

Following: line 20

Insert: "Section 4. Right of privacy guaranteed. Nothing in [this act] requires the commissioner to disclose information in violation of the Insurance Information and Privacy Protection Act.

Section 5. Rulemaking authority. The commissioner shall make rules, under the Montana Administrative Procedure Act, necessary to implement [this act]."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 638

A statement of intent is required for [House Bill 638] because it gives rulemaking power to the commissioner of insurance. In section 5, the commissioner is authorized to establish rules to determine if a health or medical insurer is meeting his contractual obligation in a timely manner, to provide for administrative penalties against insurers who fail to fulfill those obligations, and to make the determinations necessary for insured persons whose benefit payments are unnecessarily delayed to be eligible to collect interest on the late payments.

HB 752, do pass. Report adopted.

2/17/83

Committee attached the following statement of intent:

Statement of Intent
HB 752

A statement of intent is necessary for this bill because it grants rulemaking authority to the Department of Commerce for the purpose of establishing standards for operating efficiency for appliances whose use requires a significant amount of energy on a statewide basis.

It is the intent of the Legislature that the Department of Commerce adopt standards that conform to any standards that may be adopted by the Pacific Northwest Electric Power and Conservation Planning Council.

The Legislature also directs the Department of Commerce to take steps necessary to secure Montana's standards against preemption by the U.S. Department of Energy under a "no-standard" standard, as proposed in recent federal regulations.

FISH AND GAME (Nilson, Chairman): 2/17/83
HB 764, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman): 2/16/83
HJR 10, introduced bill, be amended as follows:

1. Title, line 6.

Following: "MONTANA;"

Strike: "OFFERING THE STATE OF MONTANA AS THE INITIAL SITE FOR NEGOTIATED MUTUAL ARMS REDUCTIONS;"

2. Page 2.

Strike: lines 9 through 11 in their entirety

And, as amended, do pass. Report adopted.

HJR 13, introduced bill, be amended as follows:

1. Page 1, lines 19 and 20.

Strike: "on the initiative of the United States, two important sets of"

2. Page 1, line 21.

Strike: "well"

3. Page 1, line 24.

Following: "Organization"

Insert: "and the Warsaw Pact"

4. Page 1, line 25.

Following: "negotiations"

Insert: "both"

Following: "States"

Strike: "has"

Insert: "and the Soviet Union have"

5. Page 2, line 1.

Strike: "serious and"

6. Page 2, lines 2 and 3.

Strike: " , focusing on the most destabilizing weapons of both powers"

7. Page 2, lines 5 and 6.

Strike: "the negotiations are moving in the direction of substantial reductions and that"

8. Page 2, line 24.

Following: "feasible,"

Insert: "limitations on first-strike capable weaponry and"

9. Page 3, line 4.

Following: "their"

Insert: "accuracy, short flight time, ease of concealment or"

10. Page 3, line 5.

Following: "destructiveness"

Strike: "and speed"

11. Page 3, lines 10 and 11.

Strike: "and refrain from actions that could denigrate them or impair their success"

And, as amended, do pass. Report adopted.

HB 424, introduced bill, be amended as follows:

1. Title, lines 10 and 11.

Following: "REQUIRING"

Strike: "NURSING HOME ADMINISTRATORS"

Insert: "THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES"

2. Page 3, line 11.

Following: "4."

Strike: remainder of lines 11 through 25

Insert: "Dissemination of information. The department shall annually advise medical doctors and current residents of long-term care facilities of the program provided in [section 2]."

And, as amended, do pass. Report adopted.

HB 513, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/17/83

HB 731, do pass. Report adopted.

HB 741, do pass. Report adopted.

JUDICIARY AND STATE ADMINISTRATION (D. Brown, Brand -
Chairmen):

2/16/83

HB 705, introduced bill, be amended as follows:

1. Title, line 5.

Following: "AN ACT"

Insert: "REDEFINING FINAL SALARY FOR FUTURE MEMBERS OF THE JUDGES' RETIREMENT SYSTEM;"

2. Title, line 11.

Following: line 10

Insert: "19-5-101,"

3. Page 1.

Following: line 14

Insert: "Section 1. Section 19-5-101, MCA, is amended to read:

"19-5-101. Definitions. Unless a different meaning is plainly implied by the context, the following definitions apply in this chapter:

(1) "Accumulated deductions" means the total of the amounts deducted from the salary of a contributor, paid into the fund, and standing to his credit in the fund, together with the regular interest thereon.

(2) "Actuarial equivalent" means a benefit of equal value when computed upon the basis of the actuarial tables in use by the system.

(3) "Beneficiary" means the person whom the contributor nominates by written designation, duly acknowledged and filed with the board.

(4) "Board" means the public employees' retirement board.

(5) "Contributor" means any person who has accumulated deductions in the fund standing to his credit.

(6) "Final salary" means:

(a) for a member joining the retirement system before July 1, 1983,
the annual current salary for the office retired from; or

(b) *for a member joining the retirement system on or after July 1, 1983, the annual salary for the office retired from as of the date of retirement.*

(7) "Fund" means the Montana judges' retirement system agency account.

(8) "Involuntary retirement" means a retirement not for cause and before retirement age.

(9) "Member's annuity" means payments for life derived from contributions made by the contributor.

(10) "Penalty retirement age" means 70 years of age.

(11) "Retired judge" means any judge or justice in receipt of a retirement allowance under this chapter.

(12) "Retirement allowance" means the state annuity plus the member's annuity.

(13) "State annuity" means payments for life derived from contributions made by the state of Montana."

Renumber: subsequent sections

4. Page 2, line 22.

Strike: "30%"

Insert: "32%"

5. Page 3, line 21.

Strike: "70%"

Insert: "68%"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/17/83

HB 690, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House:

2/16/83

HB 198, introduced by Harp, Waldron

House bill concurred in and returned to the House:

2/16/83

HB 258, introduced by Devlin, Graham, Lee, et al.

Senate bills passed and transmitted to the House for concurrence: 2/16/83

SB 84, introduced by Hazelbaker, Aklestad, Kolstad, et al.

SB 87, introduced by Thomas, Keating, Bergene, et al.

SB 130, introduced by Mazurek, Berg, Fuller, et al.

SB 140, introduced by Story, McCallum, Conover, et al.

SB 210, introduced by Dover, Hammond, Schultz, et al.

SB 250, introduced by Goodover, Fabrega, Lee, et al.

SB 338, introduced by Graham, Halligan, Boylan, et al.

SB 345, introduced by Stephens

MOTIONS

Representative Vincent moved that the House recess at 3:18 p.m.
Motion carried.

House reconvened at 3:45 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/17/83

Examined by the sponsor (Donaldson) and found to be correct: **HB 95**.

STATE ADMINISTRATION (Brand, Chairman):

2/17/83

HJR 25, do pass. Report adopted.

SB 312, third reading copy, be amended as follows:

1. Title, line 7.

Following: "QUASI-JUDICIAL"

Insert: ", RETIREMENT,"

2. Title, line 9.

Following: "19-3-302,"

Insert: "19-4-202,"

3. Page 4.

Following: line 4

Insert: "Section 2. Section 19-3-302, MCA, is amended to read:

"19-3-302. Compensation and expenses of board members. The travel expenses of members of the board shall be as allowed in 2-18-501 through 2-18-503, as amended, and reimbursed by the retirement system. Those members of the board who are not members of the retirement system shall be entitled to receive, in addition to travel expenses, compensation ~~at the rate of \$25 a day as provided in 2-15-1009.~~"

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

HB 786, introduced bill, be amended as follows:

1. Title, lines 4 through 7.

Following: "AN ACT" on line 4

Strike: "CREATING" through "LIST" on line 5

Insert: "REQUIRING A STATE AGENCY TO MAINTAIN A CENTRAL LIST OF"

Following: "THE" on line 5

Strike: "STATE" through "FEES" on line 7

Insert: "AGENCY"

2. Title, line 8.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "18-1-102"

Insert: "AND 18-8-105"

3. Page 1, line 11 through line 9, page 3.

Strike: sections 1 through 4 in their entirety

Renumber: subsequent section

4. Page 4.

Following: line 15

Insert: "Section 2. Section 18-8-105, MCA, is amended to read:

"18-8-105. Solicitation of bids. (1) In order to contract with a private consultant, a state agency shall establish a bid list in its central office ~~or in another appropriate division or unit of the state agency.~~ Any private consultant who desires to submit bids to that agency to provide consulting services may request in writing the agency place him on the agency's bid list.

(2) Whenever it is reasonably foreseeable that a proposed contract for private consultant services will exceed \$5,000, the state agency shall notify all private consultants who have requested to be placed on the agency's bid list. The notice shall contain the following:

- (a) a notice of invitation for offers of consulting services;
- (b) the name and address of the person within the agency to be contacted by a private consultant wishing to make an offer;
- (c) the closing date for receipt of offers of consulting services;
- (d) the procedures and specifications upon which the agency will award the contract for consulting services; and
- (e) any other information that the agency believes pertinent.

(3) In addition to the notification required in subsection (2), the state agency, in its discretion, may solicit bids for consultant services by advertisement or other means.

(4) An agency need not follow the provisions of this section in bona fide emergency situations.""

And, as amended, do pass. Report adopted.

HB 817, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent HB 817

A statement of intent for this bill is necessary because section 3 grants the Department of Administration the authority to adopt rules to equitably administer the employee pay-for-performance bonus program.

It is contemplated that the rules will address the following:

(1) professional standards for equitable performance appraisal and recipient section procedures which must be met before any agency may implement this bill;

(2) the maximum size of the monetary pay-for-performance bonus which an employee may receive. It is intended that the award be large enough to be of significance, so that it will motivate employees but no larger than necessary to satisfy that purpose. However, the amount of the bonus may not exceed \$250;

(3) the maximum percentage of eligible employees in each agency which may receive a monetary performance award in one year. It is intended that this percentage reasonably reflects the percentage of state employees who exhibit superior performance—that it not be so large as to award average performance and that it not be so small as to be out of reach of an "average" employee who through extra effort performs at an

above average level. Initially it is intended that monetary awards will be limited to 5% of eligible employees;

(4) procedures for the review of employee concerns regarding the administration of the program;

(5) procedures to maintain the integrity of the program through the review of agency performance appraisal and performance awards procedures.

Adverse Committee Report

HB 401 - Representatives Hannah, Quilici, Winslow, Curtiss, Lory, Fabrega, Fagg, R. Jensen, Donaldson, Solberg, Swift, Seifert, Jones, Underdal, Ryan, Vinger, Sands, Wallin, Kitselman, and Ellison objected to the adverse committee report on HB 401, and requested that the bill be printed and placed on second reading. 2/17/83

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 17, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 56, 72, and 236.

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative McBride moved that consideration on HB 418 and HB 600 be passed for the day. Motion carried.

Representative Jacobsen moved that HB 26, second reading this day, be referred to the Committee on Taxation. Motion carried.

Representative Vincent moved that consideration on Senate amendments to HB 53, HB 307, and HB 347 be passed until the 46th legislative day. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 129 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Curtiss, Daily, Ellison, Hansen, Nordtvedt.

Total 6

HB 144 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bergene, Brand, Hansen, McCormick, Nordtvedt.

Total 5

HB 220 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Dozier, Driscoll, Hart, J. Jensen, Kadas, Koehnke, Lybeck, Yardley.

Total 9

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 306 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Abrams, Brand, Farris, Hand, Holliday, Manuel, Schye, Solberg, Spaeth, Stobie, Underdal.
Total 11

Excused: None.
Total 0

Absent or not voting: Hansen.
Total 1

HB 477 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: Hanson, R. Jensen, Jones, Nordtvedt, Seifert, Solberg, Swift.
Total 7

Excused: None.
Total 0

Absent or not voting: Bengtson.
Total 1

HB 491 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bliss, Curtiss, Devlin, Fagg, Hannah, Hemstad, J. Jensen, R. Jensen, Nordtvedt, Peck, Ramirez, Schultz.

Total 12

Excused: None.

Total 0

Absent or not voting: O'Connell.

Total 1

HB 493 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Seifert, Swift.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 501 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Jones, Seifert, Solberg, Stobie, Swift, Underdal.

Total 6

Excused: None.

Total 0

Absent or not voting: Ellerd, Ellison.

Total 2

HB 527 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Quilici.

Total 1

HB 530 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: McBride.

Total 1

Excused: None.

Total 0

Absent or not voting: Keyser.

Total 1

HB 575 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth,

Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Dozier, Driscoll.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 579 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: Addy, Bliss, Brand, Hannah, Hemstad, J. Jensen, R. Jensen, Nordtvedt, Peck, Ramirez.
Total 10

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 581 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: Bachini, Farris, Jacobsen, Peck, Ryan, Solberg, Stobie.
Total 7

Excused: None.
Total 0

Absent or not voting: Harrington, Pavlovich.
Total 2

HB 609 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellison.

Total 1

HB 644 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bergene.

Total 1

HB 660 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Asay, Curtiss, Devlin, Ryan, Seifert, Stobie, Swift, Thoft.

Total 8

Excused: None.

Total 0

Absent or not voting: Koehnke.

Total 1

HB 684 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Farris, Hammond, Hansen, Harper, J. Jensen, Kadas, Veleber.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 693 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Keyser.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow all bills received from printing this day to be placed on second reading. Motion carried.

Representative Vincent moved that consideration on HJR 8, second reading this day, be passed for the day. Motion carried.

Representative Ramirez moved that HB 174, second reading this day, be passed until the 47th legislative day. Motion failed. (46-53)

Representative J. Jensen moved that HB 396 be taken from the Committee on Education and Cultural Resources, printed and placed on second reading. Motion failed. (16-80)

Representative Saunders moved that his vote on HB 306 be recorded as yes. Motion carried.

Representative Brand moved that HB 668 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Marks moved that HB 590 be taken from the Committee on Education and Cultural Resources, printed and placed on second reading. Motion failed. (44-54)

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Waldron and the Legislative Administration Committee excused at this time.

HB 174 - That HB 174, second reading copy, be amended as follows:

1. Page 2, lines 1 and 2.
Following: "the" on line 1
Strike: "total wages paid"
Insert: "social security wage base"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Asay, Compton, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Nordtvedt, Ramirez, Ryan, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 32

Paired: Waldron, Aye; Nordtvedt, No.

Excused: Curtiss, Fabrega.

Total 2

Absent or not voting: Sales.

Total 1

Legislative Administration Committee present at this time.

That HB 174, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 56

Noes: Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Marks, Miller, Mueller, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 44

Paired: Waldron, Aye; Marks, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 180 - That HB 180 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Bachini, Ellerd, Jacobsen, Jones, Peck, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Wallin.

Total 12

Excused: Kemmis, Waldron.

Total 2

Absent or not voting: Bengtson, Daily, R. Jensen, Quilici, Vinger.

Total 5

Representative Kemmis was excused from voting on HB 180 due to a possible conflict of interest.

HB 194 - That HB 194, second reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Bardanouve, Brand, D. Brown, Dozier, Ellerd, Farris, Hannah, Hanson, Harrington, Hart, J. Jensen, Jones, Kadas, Kennerly, Lybeck, Pistoria, Ream, Ryan, Sales, Shontz, Smith, Stobie, Underdal, Veleber, Vinger, Winslow.

Total 27

Noes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hansen, Harp, Hemstad, Holliday, Howe, Jacobsen, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Thoft, Vincent, Williams, Yardley, Zabrocki.

Total 64

Excused: Waldron.

Total 1

Absent or not voting: Devlin, Driscoll, Hand, Harper, Iverson, R. Jensen, McCormick, Wallin.

Total 8

Representatives Donaldson, Marks, Peck, and Ramirez excused at this time.

That HB 194 do pass. Motion carried as follows:

Ayes: Bachini, Bengtson, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ramirez, Roush, Sales, Schultz, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.

Total 51

Noes: Abrams, Addy, Asay, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Ernst, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Metcalf, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Ryan, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Williams, Yardley, Zabrocki.

Total 46

Paired: Donaldson, Peck, Ramirez, Ayes; Harrington, Menahan, Quilici, Noes.

Excused: Marks, Waldron.

Total 2

Absent or not voting: R. Jensen.

Total 1

Representative Ramirez present at this time.

HB 195 - That HB 195 do pass. Motion failed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Jacobsen, Kitselman, Koehnke, Lory, Lybeck, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pistoria, Ramirez, Roush, Sales, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.
Total 47

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Ernst, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, McBride, McCormick, Menahan, Metcalf, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Williams, Yardley, Zabrocki.
Total 49

Paired: Donaldson, Aye; Quilici, No.

Excused: Marks, Peck, Waldron.
Total 3

Absent or not voting: R. Jensen.
Total 1

That HB 195 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Compton, Darko, Dozier, Driscoll, Ernst, Farris, Hammond, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Williams, Yardley, Zabrocki.
Total 52

Noes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Jacobsen, Kitselman, Koehnke, Lory, Manuel, Miller, Mueller, Nisbet, O'Connell, Pistoria, Ramirez, Roush, Sales, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow.
Total 44

Paired: Quilici, Aye; Donaldson, No.

Excused: Marks, Peck, Waldron.
Total 3

Absent or not voting: R. Jensen.
Total 1

HB 269 - Representative J. Brown moved that HB 269 be placed below HB 416. Motion carried.

Representative Waldron present at this time.

HB 312 - That HB 312 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart,

Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Bliss, Underdal.

Total 2

Excused: Donaldson, Marks, Peck.

Total 3

Absent or not voting: Bergene, Compton, Harrington, Iverson, Nordtvedt.

Total 5

HB 321 - That HB 321 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Donaldson, Marks, Peck.

Total 3

Absent or not voting: Harrington, Iverson, Manuel.

Total 3

Representative Ryan excused at this time.

HB 335 - That HB 335, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Lory, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow, Yardley.

Total 38

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush,

Saunders, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Zabrocki.

Total 58

Excused: Donaldson, Marks, Peck, Ryan.

Total 4

Absent or not voting: None.

Total 0

That HB 335, second reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Brand, Connelly, Daily, Driscoll, Hand, Hansen, Keenan, Koehnke, Menahan, Miller, Pistoria, Waldron, Yardley.

Total 14

Noes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 80

Excused: Donaldson, Marks, Peck, Ryan.

Total 4

Absent or not voting: Bengtson, Kadas.

Total 2

That HB 335, second reading copy, be further amended as follows:

1. Page 2, line 17.

Following: "B-4 —"

Strike: "two-day"

Insert: "five-day"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Brand, D. Brown.

Total 2

Excused: Donaldson, Marks, Peck, Ryan.

Total 4

Absent or not voting: Bengtson, Kadas.

Total 2

That HB 335, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Darko, Devlin, Ellison, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 67

Noes: Asay, Brand, Compton, Connelly, Curtiss, Daily, Dozier, Driscoll, Ellerd, Ernst, Hammond, Hannah, Harp, Iverson, R. Jensen, Jones, Keyser, Koehnke, Ramirez, Sales, Schultz, Seifert, Smith, Stobie, Thoft, Underdal, Winslow.

Total 27

Excused: Donaldson, Marks, Peck, Ryan.

Total 4

Absent or not voting: Bengtson, Kadas.

Total 2

HB 356 - Representative Sales moved that HB 356, second reading copy, be amended. Representative Vincent objected that the proposed amendments were out of order and requested a ruling from the Chair. The Chair ruled the amendments out of order. Representative Sales moved to appeal the ruling of the Chair. The ruling was sustained as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hansen, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Lory, Mueller, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 36

Excused: Donaldson, Marks, Peck, Ryan.

Total 4

Absent or not voting: Connelly, Daily.

Total 2

Representative Vincent moved that consideration on HB 356 be passed for the day. Motion carried.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed.

Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (76-9)

MOTIONS

Representative Vincent moved that the House recess at 7:35 p.m.
Motion carried.

House reconvened at 8:35 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/17/83

Correctly enrolled: HB 27, HB 134, HB 165, HB 350, HB 369.

Signed by the Speaker at 4:50 p.m., 2/17/83: HB 95.

Signed by the Speaker at 5:45 p.m., 2/17/83: SJR 1.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/17/83

HB 443, do pass. Report adopted.

HB 776, introduced bill, be amended as follows:

1. Title, line 7.

Following: "APPROVE"

Insert: "AIRPORT AND"

2. Title, line 8.

Following: "LOANS;"

Strike: remainder of line 8 through "ONLY;" on line 9

3. Title, line 9.

Following: "2-8-103"

Strike: " , "

Insert: "AND"

4. Title, line 10.

Following: "2-15-1812,"

Strike: remainder of line 10 through "67-3-429," on line 11

5. Page 6, line 13.

Strike: "representing"

Insert: "whose principal business is"

6. Page 6, line 14.

Following: "member"

Strike: remainder of line 14 through "towns" on line 15

7. Page 6, line 15.

Following: "representing"

Insert: "Montana"

8. Page 7, line 7 through line 11, page 14.

Strike: sections 4 through 11 in their entirety

Renumber: subsequent sections

9. Page 14, line 12.

Following: "Airport"

Insert: "and aircraft"

10. Page 14, line 13.

Following: "airport"

Insert: "and aircraft"

11. Page 14, line 17.

Strike: "12"

Insert: "4"

12. Page 14, line 19.

Strike: "12"

Insert: "4"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/17/83

HB 479, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "provides"

Strike: ", on a regular basis,"

Following: "transportation"

Strike: "and"

Insert: "that is specifically designed to accommodate the"

Following: "medical"

Insert: "needs of a person"

2. Page 1, line 21.

Strike: "care during transit to an individual"

Following: "injured,"

Insert: "wounded,"

3. Page 1, line 22.

Following: "incapacitated"

Strike: ", "

Insert: "or helpless, who"

4. Page 1, line 23.

Following: "and"

Insert: "who, in a physician's opinion"

5. Page 2.

Strike: lines 5 and 6 in their entirety

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 479

A statement of intent is required for House Bill 479 because it gives the Department of Health and Environmental Sciences the authority to, by rule, set requirements for applying for an ambulance service license, as well as minimum standards for operation of the service.

Therefore, it is the intent of the Legislature that the department have the authority to adopt rules defining the following:

(1) information which must be submitted to the department whenever a service applies for a license;

(2) licensure procedure;

(3) minimum operational requirements, including standards for:

(a) emergency medical and communications equipment;

(b) aircraft equipment, including size and pressurization;

(c) care of patients by service staff;

(d) staff training and competence;

(e) sanitation;

(f) recordkeeping; and

(g) insurance.

It is also the intent of the Legislature that air ambulance service aircraft not be required to be used exclusively for that purpose, but that equipment requirements be flexible enough to allow such aircraft to be used for other purposes whenever they are not needed for emergency medical service.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/17/83

HB 569, do pass. Report adopted.

HB 603, introduced bill, be amended as follows:

1. Page 5, lines 21 and 22.

Strike: "if such provisions are in conflict with"

Insert: "who is working under a work period established in"

2. Page 6, line 20.

Strike: "if the provisions conflict with a provision"

Insert: "who are working a work period established"

And, as amended, do pass. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/17/83

HJR 5, introduced bill, be amended as follows:

1. Title, line 8.

Strike: ", INCLUDING RELOCATION OF THE SENATE CHAMBERS"

2. Page 2, line 22.

Strike: "."

Insert: "; and"

3. Page 2, line 23.

Insert: "WHEREAS, consent of the legislature was not obtained."

4. Page 3, line 1.

Strike: line 1 through "wing" on line 4

Insert: "That the Legislature approves the alternative plan as presented to the Capitol Building and Planning Committee leaving the Senate Chamber in its present location and utilizing the law library as a large committee room with adjacent offices.

BE IT FURTHER RESOLVED, that the Capitol Building and Planning Committee be advisory only to the Department of Administration on all matters relating to legislative space in the Capitol renovation project."

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

2/17/83

HB 602, introduced bill, be amended as follows:

1. Page 3.

Following: line 3

Insert: "Section 4. Coordination instruction. If Senate Bill 436, introduced in the 48th Legislature, is passed and approved containing, as amendatory language in section 5 or any other section amending 69-3-101, an exclusion of county or consolidated city and county water or sewer districts as established under Title 7, chapter 13, parts 22 and 23, from the definition of public utility, then this act is void."

And, as amended, do pass. Report adopted.

HB 634, introduced bill, be amended as follows:

1. Title, line 5.
Strike: "SALE,"
Strike: ", OR EXCHANGE"

2. Page 1, lines 23 and 24.
Strike: "sell, exchange, or"

And, as amended, do pass. Report adopted.

HB 643, do pass. Report adopted.

HB 651, do pass. Report adopted.

HB 654, do pass. Report adopted.

HB 675, introduced bill, be amended as follows:

1. Page 1, line 21.
Strike: "public"

2. Page 1, line 22.
Following: "department"
Strike: "is wrongfully or accidentally called and"
Following: "fire"
Insert: "emergency that is found to be located"

3. Page 2.
Following: line 1
Insert: "(b) called to respond to an emergency within its own jurisdiction;"
Reletter: subsequent subsections

And, as amended, do pass. Report adopted.

HB 728, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/17/83

HB 593, introduced bill, be amended as follows:

1. Title, line 6.
Following: "RATE;"
Insert: "PROVIDING MINIMUM INTEREST RATES;"

2. Page 1, line 16.
Following: "unpaid"
Insert: "— minimum"
Following: "(1)"
Strike: "For"
Insert: "Except as provided in subsection (5), for"

3. Page 2, line 11.
Following: line 10
Insert: "(5) The minimum interest rate charged for taxes which are due but unpaid is as follows:

(a) 9% for taxes under the provisions of 15-30-142, 15-30-144, 15-30-321, except subsection (2) of that section, and 15-30-323; and

(b) 12% for taxes under the provisions of 15-30-321(2), 15-31-502, 15-35-105, 15-36-107, 15-37-105, 15-37-108, 15-37-109, 15-37-205, 15-38-107, 15-51-103, 15-53-111, 15-54-111, 15-55-108, 15-56-111, 15-58-106, 15-59-106, 15-59-205, 15-70-210, 15-70-330, and 15-70-331."

And, as amended, do pass. Report adopted.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 887, introduced by Marks, Kemmis. Referred to Committee on State Administration.

HB 888, introduced by Marks, Neuman, Vincent, Ream, Devlin, Boylan, Galt, Switzer, Jacobson. Referred to Committee on Fish and Game.

HB 889, introduced by Abrams, Spaeth, Yardley, (By Request of the Department of Justice). Referred to Committee on Highways and Transportation.

HB 890, introduced by Hand. Referred to Committee on Taxation.

HJR 30, introduced by Menahan, Brand, Daily, Vincent, Keenan, Driscoll, Dozier, D. Brown, Pavlovich. Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Brand, Dozier, Driscoll, Farris, Hansen, Hart, Marks, O'Connell, Veleber, and the Appropriations Committee excused at this time.

HB 359 - Representative J. Brown moved that HB 359 do pass. Representative Seifert made a substitute motion that HB 359 do not pass. The substitute motion failed as follows:

Ayes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Miller, Neuman, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.
Total 41

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 46

Paired: Curtiss, Eudaily, Hanson, Holliday, Jones, Ramirez, Ryan, Seifert, Smith, Swift, Switzer, Thoft, Underdal, Vinger, Ayes; Bardanouve, Brand, Connelly, Daily, Dozier, Driscoll, Farris, Hansen, Hart, Kemmis, Menahan, Quilici, Veleber, Waldron, Noes.

Excused: Bengtson, Donaldson, Ernst, Hemstad, Lory, Marks, Manuel, O'Connell, Peck, Roush, Shontz, Stobie, Winslow.
Total 13

Absent or not voting: None.

Total 0

That HB 359 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 48

Noes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Miller, Neuman, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 39

Paired: Bardanouve, Brand, Connelly, Daily, Dozier, Driscoll, Farris, Hansen, Hart, Kemmis, Menahan, Quilici, Veleber, Waldron, Ayes; Curtiss, Eudaily, Hanson, Holliday, Jones, Ramirez, Ryan, Seifert, Smith, Swift, Switzer, Thoft, Underdal, Vinger, Noes.

Excused: Bengtson, Donaldson, Ernst, Hemstad, Lory, Marks, Manuel, O'Connell, Peck, Roush, Shontz, Stobie, Winslow.

Total 13

Absent or not voting: None.

Total 0

HB 360 - Representative Vincent moved that HB 360 be placed below HB 596. Motion carried.

HB 386 - Representative Ramirez moved that HB 386 be placed below HB 662. Motion carried.

Representatives Driscoll, Veleber, and the Appropriations Committee present at this time.

Representative J. Jensen excused at this time.

HB 387 - That HB 387, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Iverson, Jones, Keyser, Kitselman, Lory, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 35

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 61

Paired: Devlin, Miller, Phillips, Ryan, Swift, Underdal, Ayes; Dozier, Farris, Hansen, Hart, Jensen, Peck, Noes.

Excused: Brand, Marks, O'Connell.

Total 3

Absent or not voting: Sales.

Total 1

Representatives Brand, Dozier, Farris, Hansen, Hart, J. Jensen, and Ryan present at this time.

Representative Hemstad excused at this time.

That HB 387 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 63

Noes: Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kitselman, Lory, Nordtvedt, Pavlovich, Phillips, Ramirez, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 33

Paired: Lybeck, Aye; Hemstad, No.

Excused: Marks, O'Connell.

Total 2

Absent or not voting: Daily, Williams.

Total 2

Representative Hemstad present at this time.

Representatives Bengtson, Hansen, and Stobie excused at this time.

HB 402 - That HB 402, second reading copy, be amended as follows:

1. Statement of intent, line 14.

Following: "birds"

Insert: "and qualifying for the one-half fee deer and elk licenses;"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bengtson, Hansen, Marks, O'Connell, Stobie.

Total 5

Absent or not voting: None.

Total 0

Representatives Bengtson, Hansen, and Stobie present at this time.

Representative Shontz excused at this time.

That HB 402, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Daily, Jacobsen, J. Jensen, Nordtvedt, Sales, Vinger.

Total 6

Excused: Marks, O'Connell, Shontz.

Total 3

Absent or not voting: Curtiss.

Total 1

Representatives Marks and Shontz present at this time.

HB 416 - That HB 416 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Bachini, Bliss, Brand, Connelly, Devlin, Driscoll, Ellerd, Farris, Hannah, Jacobsen, Jones, Kitselman, Nisbet, Nordtvedt, Pavlovich, Peck, Ryan, Sales, Seifert, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 26

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 269 - That HB 269, second reading copy, be amended as follows:

1. Page 1, line 12.

Following: "of"

Insert: "programs and employee training for"

2. Page 1, line 15.

Following: "maintain"

Insert: "programs for the operation of"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Asay, Devlin, Hannah, Keyser, Ryan, Seifert, Stobie, Swift, Switzer.

Total 9

Excused: O'Connell.

Total 1

Absent or not voting: Daily, Eudaily, Underdal.

Total 3

Representative Bardanouve excused at this time.

Representative J. Brown moved that consideration on HB 269 be passed for the day. Motion failed. (46-51)

Representative Bardanouve present at this time.

Representative J. Brown moved that HB 269, as amended, do pass.

Representative Marks made a substitute motion that HB 269, as amended, do not pass. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 57

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Waldron, Williams.

Total 41

Excused: O'Connell.

Total 1

Absent or not voting: Daily.

Total 1

HB 438 - That HB 438 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 87

Noes: Brand, D. Brown, Farris, Jacobsen, Koehnke, Metcalf, Seifert, Veleber, Yardley.

Total 9

Excused: O'Connell.

Total 1

Absent or not voting: Daily, Hand, Williams.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (84-13)

Representative Vincent moved that the House adjourn until 3:00 p.m., February 18, 1983.

Motion carried.

House adjourned at 11:50 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-FIRST LEGISLATIVE DAY

Helena, Montana
February 18, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Mueller, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the thirty-ninth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/18/83
Correctly engrossed: HB 467.

BILLS (J. Brown, Vice-Chairman): 2/18/83
Correctly printed: HB 373, HB 401, HB 424, HB 443, HB 479, HB 513, HB 569, HB 593, HB 602, HB 603, HB 634, HB 638, HB 643, HB 651, HB 654, HB 673, HB 675, HB 689, HB 690, HB 691, HB 699, HB 705, HB 728, HB 731, HB 741, HB 752, HB 764, HB 776, HB 786, HB 817, HJR 5, HJR 10, HJR 13, HJR 25.
Considered correctly engrossed: HB 667, HB 674, HB 679, HB 680, HB 688, HB 696, HB 718, HJR 19.
Delivered to the Governor for his approval at 9:25 a.m., 2/18/83: HB 95.

APPROPRIATIONS (Bardanouve, Chairman): 2/17/83
HB 136, do pass. Report adopted.
HB 185, do pass. Report adopted.
HB 449, introduced bill, be amended as follows:

1. Page 2, line 7.

Following: "extended"

Strike: remainder of line 7 through "borrower" on line 10

Insert: "under the criteria of 17-2-107(3)."

2. Page 2, line 11.

Following: "met"

Insert: "even if the loan is extended"

3. Page 2, line 12.

Following: line 11

Insert: "(3) No loan may be extended into the next fiscal year unless it is for the sole purpose of repairing or replacing property damage covered by insurance or to accommodate receipts due from federal revenue and receipts due to the auxiliary and restricted subfunds and the loan fund. These loans may be extended into the next fiscal year if the department of administration receives sufficient written justification therefor from the borrower. No loan may be extended beyond one time or for a period longer than 6 months after fiscal yearend unless the extension is due to unresolved federal audit sanctions. No such loan may be renewed, and no loans may be made to directly or indirectly repay any unpaid loan or portion thereof."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/17/83

HB 281, introduced bill, be amended as follows:

1. Title, lines 8 through 10.

Strike: "AND BY ALLOWING FIRE DEPARTMENT EMPLOYEES TO WORK A MUTUALLY AGREEABLE WORKDAY OR SHIFT AND WORK PERIOD"

2. Title, line 11.

Strike: "7-33-4126,"

Following: "39-3-406"

Strike: ",",

3. Page 1, line 14 through line 5, page 2.

Strike: section 1 in its entirety

Renumber: subsequent sections

4. Page 6, lines 16 through 25.

Strike: subsection (n) in its entirety

Insert: "(n) an employee of a municipal or county government who is working under a work period not exceeding 40 hours in a 7-day period established through:

(i) a collective bargaining agreement when a collective bargaining unit represents the employee; or

(ii) by mutual agreement of the employer and employee where no bargaining unit is recognized. Employment in excess of 40 hours in a 7-day, 40-hour work period must be compensated at a rate of not less than 1 ½ times the hourly wage rate for the employee."

5. Page 7, line 19.

Strike: "(2) through"

Insert: "(3) and"

6. Page 7, lines 22 and 23.

Strike: "unless a different work period is agreed to under subsection (4)"

7. Page 8, lines 14 through 19.

Following: "agree"

Strike: remainder of line 14 through "shift" on line 19

Insert: "to a workday of more than 8 hours and to a 7-day, 40-hour work period:

(i) through a collective bargaining agreement when a collective bargaining unit represents the employee; or

(ii) by the mutual agreement of the employer and employee when no bargaining unit is recognized"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/18/83

HB 742, do pass. Report adopted.

Adverse Committee Report

APPROPRIATIONS (Bardanouve, Chairman):

2/17/83

HB 326, do not pass.

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OF THE

Forty-Eighth Legislature

OF THE

STATE OF MONTANA

VOLUME II

LEGISLATIVE COUNCIL
1983

**Held in Helena, the Seat of Government
Commencing in Regular Session January 3, 1983
and Ending April 21, 1983**

Daniel Kemmis
Speaker of the House

Jo Ann F. Owens
Chief Clerk of the House

Rose Munger
Journal Clerk

Rachel Thompson
Asst. Journal Clerk

Patricia Small
Data Entry Clerk

**PUBLISHED BY
THE MONTANA LEGISLATIVE COUNCIL**

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
 Speaker of the House
 State Capitol
 Helena, Montana 59620

February 18, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 95, 98, and 132.

Sincerely,

Ted Schwinden
 Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House: 2/17/83

HB 243, introduced by Asay, Iverson, Jacobsen, et al.

HB 253, introduced by Vinger, Holliday, Keyser, et al.

Senate bills passed and transmitted to the House for concurrence: 2/17/83

SB 208, introduced by Jacobson, Vincent, Menahan, et al.

SB 215, introduced by Dover

SB 289, introduced by Norman, Fabrega

SB 327, introduced by Keating, Crippen, Stephens, et al.

SB 349, introduced by Dover, Galt, Kolstad, et al.

SB 358, introduced by Gage, Hammond, Galt, et al.

SB 369, introduced by Graham, Holliday

MOTIONS

Representative Vincent moved that the House recess at 3:48 p.m.
 Motion carried.

House resumed at 4:12 p.m.

Representative Jacobsen moved that the rules be temporarily suspended to allow Koehnke, Peck, Pistoria, O'Connell, Bliss, Mueller, Sales, Swift, Manuel, Saunders, Schye, and Hammond to be added as sponsors to HB 885. Motion carried.

Representative McBride moved that HB 624, second reading this day, be referred to the Committee on Appropriations. Motion carried.

Representative McBride moved that consideration on HB 418 and HB 600 be passed for the day. Motion carried.

Representative Roush moved that HB 760 be taken from the Committee on Local Government, printed and placed on second reading. Motion failed. (43-52)

Representative McBride moved that the Committee on Local Government be permitted to meet during second reading this day. Motion carried.

Representative Ramirez moved that HB 174 be taken from engrossing and placed on second reading. Representative Quilici moved the previous question. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 64

Noes: Asay, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Waldron, Wallin.

Total 33

Excused: Mueller.

Total 1

Absent or not voting: Switzer, Winslow.

Total 2

Representative Ramirez's motion that HB 174 be taken from engrossing and placed on second reading failed. (41-56)

Representative Vincent moved that HB 48, HB 109, HB 156, HB 286, HB 288, HB 328, HB 419, and HB 627 be taken from the Committee on Appropriations and placed on second reading. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Seifert, Shontz, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Asay, Bergene, Bliss, Compton, Devlin, Ellerd, Ellison, Ernst, Hannah, Iverson, Jones, Keyser, Kitselman, Ramirez, Sales, Sands, Schultz, Smith, Solberg, Swift, Switzer, Underdal, Wallin, Winslow.

Total 24

Excused: Mueller.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

HB 851, do pass. Report adopted.

HB 864, do pass. Report adopted.

2/18/83

HJR 27, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/18/83

HB 701, introduced bill, be amended as follows:

1. Title, line 6.

Following: "AN"

Insert: "IMMEDIATE"

2. Title, line 6.

Following: "MCA;"

Insert: "PROVIDING FOR RULEMAKING AUTHORITY;"

3. Page 1, line 11.

Following: "(1)"

Strike: remainder of line 11 through "\$1,000" on line 15

Insert: "On or before January 31 and July 31 of each year, each bank, trust company, or investment company under the supervision of the department shall pay to the department a semiannual assessment fee. The department shall establish such assessment fee by rule on or before June 1 of each year. The funds so collected shall be deposited in an earmarked revenue fund with the state treasurer to the credit of and for the use of the department in the administration of this chapter"

4. Page 1, line 16.

Following: "(2)"

Strike: remainder of line 16 through line 10, page 2

Insert: "The computation of the above assessment fee shall be based on the total assets of the bank, trust company, or investment company as shown in the last consolidated report of condition published prior to the January 31 or July 31 assessment dates."

5. Page 2, line 11.

Following: "(3)"

Strike: line 11 through "examination" on line 12

Insert: "In addition to the above assessment, trust companies shall pay to the department an examination fee of \$200 per day for each examiner involved in examining the trust assets under the control, safekeeping, or fiduciary responsibility of the trust company. Such fees shall be deposited by the department in the earmarked revenue fund as described in [section 1]"

6. Page 2, line 14.

Following: "effective"

Strike: "July 1, 1983"

Insert: "on passage and approval"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 701

A statement of intent is required for House Bill 701 because it grants rulemaking authority to the department of commerce to set assessments for state banks, trust companies, and investment companies.

It is the intention of the legislature that in the promulgation of the rules, the department will conduct hearings in an attempt to assure that the affected institutions will have the opportunity to voice their views. It is the intention of the legislature that the department should attempt to

create rules for assessment which provide equitable treatment of institutions insofar as possible, while maintaining the mandate of the bill.

HB 814, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

2/18/83

HB 580, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 580

A statement of intent is needed for House Bill 580 because it grants the Department of Health and Environmental Sciences express authority to adopt enforceable, binding rules setting safety standards for public swimming pools and bathing places.

The department presently has the authority to ensure that public swimming pools and bathing places are safe. However, the section of the law granting it authority to make binding rules relating to swimming facilities omits mention of safety standards. Therefore, the rules the department has adopted to indicate the safety measures it considers necessary to protect public health are not legally binding, except in regard to pools in hotels, motels, or roominghouses, for which the department has separate regulatory authority under other statutes.

Therefore, it is the intent of the legislature that the Department of Health and Environmental Sciences have express rulemaking authority to adopt binding safety standards for swimming pools and bathing places, including construction specifications and operational requirements such as lifeguards.

HB 763, do pass. Report adopted.

HB 773, do pass. Report adopted.

HB 792, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/17/83

HB 540, introduced bill, be amended as follows:

1. Title, line 8.

Following: ".10"

Insert: "AND PROVIDING PENALTIES FOR THAT OFFENSE"

2. Title, line 9.

Following: "61-8-101"

Strike: "AND"

Insert: " , "

3. Title, line 10.

Following: "61-8-404"

Insert: " , AND 61-8-714"

4. Page 2, line 20.

Strike: "61-8-714(1)"

Insert: "61-8-714(2)"

5. Page 4, line 13.

Following: "alcohol."

Insert: "Such presumption is rebuttable."

6. Page 9.

Following: line 12

Insert: "Section 6. Section 61-8-714, MCA, is amended to read:

“61-8-714. ~~Penalty~~ Penalties for driving with excessive blood alcohol concentration and for driving while intoxicated. (1) (a) A person convicted of a violation of 61-8-401(1) shall be punished by imprisonment in the county jail for not more than 10 days and shall be punished by a fine of not more than \$500.

(b) On a second conviction of a violation of 61-8-401(1), he shall be punished by imprisonment in the county jail for not more than 30 days and by a fine of not more than \$500.

(c) On a third or subsequent conviction of a violation of 61-8-401(1), he shall be punished by imprisonment in the county jail for not more than 6 months and by a fine of not more than \$1,000.

(2) (a) A person convicted of a violation of 61-8-401(2) may, in the discretion of the court, be punished by imprisonment in the county jail for up to 24 hours, and shall be punished by a fine of not less than \$100 or more than \$500. The jail sentence may not be suspended unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being.

(2)(b) On a second conviction of a violation of 61-8-401(2), he shall be punished by a fine of not less than \$300 or more than \$500 and by imprisonment for not less than 7 days or more than 30 days. Three days of the jail sentence may not be suspended unless the judge finds that the imposition of the jail sentence will pose a risk to the defendant's physical or mental well-being.

(3)(c) On the third or subsequent conviction of a violation of 61-8-401(2), he shall be punished by imprisonment for a term of not less than 30 days or more than 1 year, to which may be added, in the discretion of the court, a fine of not less than \$500 or more than \$1,000. Notwithstanding any provision to the contrary providing for suspension of execution of a sentence imposed under this subsection, the imposition or execution of the first 10 days of the jail sentence imposed for a third or subsequent offense that occurred within 5 years of the first offense may not be deferred or suspended.

(4)(3) In addition to the punishment provided in this section, regardless of disposition, the defendant shall complete an alcohol information course at an alcohol treatment program approved by the department of institutions, which may include alcohol or drug treatment, or both, if considered necessary by the counselor conducting the program. Each counselor providing such education or treatment shall, at the commencement of the education or treatment, notify the court that the defendant has been enrolled in a course or treatment program. If the defendant fails to attend the course or the treatment program, the counselor shall notify the court of the failure.

(5)(4) For the purpose of determining the number of convictions under this section, “conviction” means a final conviction, as defined in 45-2-101, or a forfeiture of bail or collateral deposited to secure the defendant's appearance in court, which forfeiture has not been vacated. An offender is considered to have been previously convicted for the purposes of this section if less than 5 years have elapsed between the commission of the present offense and a previous conviction. If there has been no additional conviction for an offense under this section for a period of 5 years after a prior conviction

hereunder, then such prior offense shall be expunged from the defendant's record.””

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/18/83

HB 846, do pass. Report adopted.

HB 847, introduced bill, be amended as follows:

1. Page 2.

Following: line 15

Insert: “Public service commission chairman \$35,544 \$36,255”

2. Page 2, line 16.

Following: “commissioners”

Insert: “, other than chairman”

And, as amended, do pass. Report adopted.

HB 885, introduced bill, be amended as follows:

1. Page 5, line 10.

Strike: “2835”

Insert: “2853”

2. Page 8, lines 18 and 19.

Following: “\$12,982,281” on line 18

Strike: “or” through “]” on line 19

And, as amended, do pass. Report adopted.

Consent Calendar

Bills unanimously passed and unanimously placed on consent calendar:

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman):

2/18/83

HB 807, introduced bill, be amended as follows:

1. Page 1, line 3.

Insert: “BY REQUEST OF THE HOUSE AGRICULTURE COMMITTEE”

And, as amended, do pass. Report adopted.

HB 743, do pass. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Harper excused at this time.

HB 412 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders,

Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: Hannah, Ramirez, Switzer.
Total 3

Excused: Harper, Mueller.
Total 2

Absent or not voting: Asay, Waldron.
Total 2

HB 459 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: None.
Total 0

Excused: Harper, Mueller.
Total 2

Absent or not voting: Asay, Menahan, Waldron.
Total 3

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Donaldson excused at this time.

HB 356 - That HB 356, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 45

Noes: Abrams, Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper,

Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Paired: Donaldson, Fagg, Ayes; Harper, Vincent, Noes.

Excused: Mueller.

Total 1

Absent or not voting: Bardanouve, Kemmis.

Total 2

That HB 356, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Fagg, Hannah, Hanson, Hemstad, R. Jensen, Jones, Marks, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger.

Total 29

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Stobie, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 66

Excused: Donaldson, Harper, Mueller.

Total 3

Absent or not voting: Ernst, Winslow.

Total 2

Representative Jacobsen moved that consideration on HB 356 be passed for the day. Motion failed as follows:

Ayes: Asay, Bengtson, Bergene, Bliss, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Hammond, Hannah, Hanson, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Harp, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Ream, Roush, Saunders, Schye, Spaeth, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Excused: Donaldson, Harper, Mueller.

Total 3

Absent or not voting: Bardanouve, Quilici, Sales, Shontz.

Total 4

That HB 356, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 55

Paired: Fagg, Aye; Harper, No.

Excused: Donaldson, Mueller.

Total 2

Absent or not voting: Hart, Hemstad, Waldron.

Total 3

Representative Harper present at this time.

That HB 356 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Hannah, Hanson, Jacobsen, R. Jensen, Keyser, Neuman, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 29

Excused: Donaldson, Mueller.

Total 2

Absent or not voting: Ellison.

Total 1

HB 386 - That HB 386, second reading copy, be amended as follows:

1. Page 1, line 14.

Following: "economic"

Insert: ", political, social, cultural,"

2. Page 1, line 15.

Following: "contributors"

Insert: ", officers, board, and paid employees, if any"

3. Page 1, line 16.

Following: "contributors"

Insert: ", officers, board, and paid employees"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Connelly, Daily, Ryan, Stobie, Wallin.

Total 5

Excused: Donaldson, Mueller.

Total 2

Absent or not voting: Asay, Iverson, Marks.

Total 3

That HB 386, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Hanson, Jacobsen, Ryan, Seifert, Solberg, Stobie, Swift, Underdal, Wallin.

Total 9

Excused: Donaldson, Mueller.

Total 2

Absent or not voting: Iverson, Thoft.

Total 2

HB 445 - That HB 445, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, Asay, D. Brown, Compton, Curtiss, Daily, Devlin, Ellison, Hand, Harp, Holliday, Iverson, Jacobsen, Kadas, Kennerly, Keyser,

Manuel, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Seifert, Solberg, Spaeth, Stobie, Swift, Underdal, Zabrocki.
Total 31

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Ramirez, Ream, Sales, Sands, Saunders, Schye, Smith, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams.
Total 62

Excused: Donaldson, Mueller.
Total 2

Absent or not voting: Harrington, Schultz, Shontz, Winslow, Yardley.
Total 5

Representative Donaldson present at this time.

That HB 445, second reading copy, be amended as follows:

1. Page 2, line 10.

Following: "~~and~~"

Insert: "both a restaurant and"

Following: "tavern"

Insert: "in which some"

2. Page 2, line 11.

Following: line 10

Insert: "patrons choose to eat their meals in the tavern,"

3. Page 2, line 12.

Following: "to"

Insert: "post a sign described in subsection"

4. Page 2, line 13.

Following: line 12

Insert: "(2)"

Following: "area"

Insert: "in the tavern area of the establishment"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams.
Total 74

Noes: D. Brown, J. Brown, Connelly, Devlin, Driscoll, Harp, Iverson, Jones, Keyser, McCormick, Menahan, Metcalf, Pavlovich, Phillips, Quilici, Smith, Stobie, Zabrocki.
Total 18

Excused: Mueller.

Total 1

Absent or not voting: Hammond, Hart, J. Jensen, Ream, Underdal, Winslow, Yardley.

Total 7

That HB 445, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 62

Noes: Abrams, Asay, D. Brown, J. Brown, Compton, Daily, Devlin, Ellison, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, McCormick, Manuel, Metcalf, Miller, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Vinger.

Total 34

Excused: Mueller.

Total 1

Absent or not voting: Bliss, Winslow, Yardley.

Total 3

Representative Menahan excused at this time.

HB 565 - That HB 565 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Addy, J. Jensen, McBride, Neuman.

Total 4

Excused: Menahan, Mueller.

Total 2

Absent or not voting: Bliss, Daily, Kemmis, Nordtvedt, Quilici.

Total 5

Representative Harper excused at this time.

HB 596 - That HB 596, second reading copy, be amended. Amendment failed as follows:

Ayes: Bachini, Bergene, Daily, Dozier, Driscoll, Eudaily, Fagg, Hammond, Hand, Hansen, Harrington, Hart, Howe, Kadas, Keenan, Kennerly,

Koehnke, Lory, Lybeck, McBride, Manuel, Metcalf, Nilson, Nisbet, Peck, Ream, Schye, Veleber, Waldron, Williams, Winslow, Yardley.
Total 32

Noes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Farris, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, McCormick, Marks, Miller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Zabrocki.
Total 60

Excused: Harper, Menahan, Mueller.

Total 3

Absent or not voting: J. Brown, Darko, Quilici, Shontz, Stobie.

Total 5

Representative Harper present at this time.

That HB 596 do pass. Motion carried as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Ramirez, Ream, Saunders, Schultz, Shontz, Swift, Veleber, Vincent, Waldron, Yardley.
Total 56

Noes: Abrams, Addy, Asay, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Nordtvedt, Pavlovich, Pistoria, Roush, Ryan, Sales, Sands, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Zabrocki.
Total 40

Excused: Menahan, Mueller.

Total 2

Absent or not voting: Quilici, Winslow.

Total 2

Representative Donaldson excused at this time.

HB 360 - That HB 360 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 79

Noes: Bachini, Ernst, Hannah, Hanson, Jacobsen, Jones, Peck, Ramirez, Ryan, Smith, Stobie, Switzer, Underdal, Vinger.

Total 14

Excused: Donaldson, Menahan, Mueller.

Total 3

Absent or not voting: Daily, Holliday, Marks, Nordtvedt.

Total 4

Representative Donaldson present at this time.

HB 617 - That HB 617 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Menahan, Mueller.

Total 2

Absent or not voting: Farris, R. Jensen, Kadas, Keyser, Marks, Switzer.

Total 6

Representative Donaldson excused at this time.

HB 621 - That HB 621 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 85

Noes: Neuman, Zabrocki.

Total 2

Excused: Donaldson, Menahan, Mueller.

Total 3

Absent or not voting: Abrams, Bliss, D. Brown, Connelly, Driscoll, Hannah, R. Jensen, Marks, Pavlovich, Schultz.

Total 10

Representative Donaldson present at this time.

HB 626 - That HB 626 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Menahan, Mueller.

Total 2

Absent or not voting: Dozier, Hansen, Hart, R. Jensen, Seifert.

Total 5

Representative Harper excused at this time.

HB 637 - That HB 637 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 87

Noes: Bardanouve, Brand, Fagg, Nordtvedt, Williams, Yardley.

Total 6

Excused: Harper, Menahan, Mueller.

Total 3

Absent or not voting: D. Brown, Hansen, Harrington, Lory.

Total 4

Representatives Harper and Menahan present at this time.

Representative O'Connell and the Committee on Local Government excused at this time.

HB 639 - That HB 639 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, Marks, Manuel, Menahan,

Metcalf, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Curtiss, Devlin, Shontz.

Total 3

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sands, Schye, Switzer, Vinger, Wallin.

Total 19

Absent or not voting: Bardanouve, Bengtson, Bliss, Eudaily, Hannah, Howe, Iverson, Lory, McCormick, Quilici, Smith.

Total 11

Representative Waldron excused at this time.

HB 645 - That HB 645 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Stobie.

Total 1

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 20

Absent or not voting: Bardanouve, Eudaily, Harrington, Lory, McCormick, Metcalf, Smith.

Total 7

Representative Sales excused at this time.

HB 655 - That HB 655, second reading copy, be amended as follows:

1. Page 1, line 18.

Following: "trucks"

Insert: "or line trucks and bucket trucks. For the purposes of this section, "line trucks" are hoisting and digging devices mounted on a standard manufacturer's truck chassis with an all-weather cab capable of transporting a driver and two or more crewmen. "Line trucks" are equipped with a hydraulically operated, telescoping boom which uses a nonmetallic cable for hoisting. The telescoping boom does not extend more than 36 feet in length when fully extended as measured from pivot pin to the center of the furthest pulley or sheave. "Line trucks" may be equipped with a rotary digging device and are capable of attaining maximum allowable highway speeds. "Bucket trucks" are personnel-lifting devices designed to lift personnel to work stations above ground. "Bucket

trucks" are not designed for the purposes intended for a "line truck".

2. Page 1, lines 19 through 22.

Strike: subsection (3) through " " on line 22

3. Statement of intent.

Strike: the statement of intent in its entirety

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, Marks, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.
Total 72

Noes: None.

Total 0

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.
Total 21

Absent or not voting: Bardanouve, Eudaily, Harrington, McCormick, Manuel, Thoft, Underdal.
Total 7

That HB 655, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.
Total 73

Noes: Addy.

Total 1

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.
Total 21

Absent or not voting: Bardanouve, J. Brown, Eudaily, McCormick, Schultz.
Total 5

HB 656 - That HB 656, second reading copy, be amended as follows:

1. Page 1, lines 13 and 14.

Following: "HELENA"

Strike: “, other than the university system”

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Winslow, Zabrocki.

Total 68

Noes: Brand, Connelly, J. Jensen, Lory, Lybeck, Nilson, Williams.

Total 7

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 21

Absent or not voting: Eudaily, Farris, Hart, Yardley.

Total 4

Representatives Bengtson and Harper excused at this time.

That HB 656, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Zabrocki.

Total 75

Noes: None.

Total 0

Excused: Bengtson, Bergene, Bertelsen, Darko, Hand, Hansen, Harper, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 23

Absent or not voting: Eudaily, Yardley.

Total 2

Representative Donaldson excused at this time.

Representative O'Connell present at this time.

HB 658 - Representative Nordtvedt moved that consideration on HB 658 be passed for the day. Motion carried.

Representative Quilici excused at this time.

HB 662 - Representative D. Brown moved that HB 662 be placed below HB 670. Motion carried.

Representative Bengtson present at this time.

HB 670 - That HB 670 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Harrington, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kemmis, Kennerly, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Zabrocki.

Total 60

Noes: Connelly, Devlin, Ernst, Hanson, Hemstad, Jones, Keyser, Koehnke, Roush, Ryan, Saunders, Solberg, Stobie.

Total 13

Excused: Bergene, Bertelsen, Darko, Donaldson, Hand, Hansen, Harper, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Switzer, Vinger, Waldron, Wallin.

Total 22

Absent or not voting: Ellison, Harp, Hart, Underdal, Yardley.

Total 5

Representatives Donaldson and Harper present at this time.

Representatives Harp and O'Connell excused at this time.

HB 662 - Representative Schye moved that HB 662 do pass. Representative D. Brown made a substitute motion that HB 662 do not pass. The substitute motion failed as follows:

Ayes: Addy, Asay, Bliss, D. Brown, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hannah, Harper, Hemstad, Howe, Iverson, Jones, Kennerly, Keyser, McCormick, Marks, Nordtvedt, Pavlovich, Phillips, Ramirez, Roush, Ryan, Schultz, Smith, Stobie, Underdal, Winslow.

Total 32

Noes: Abrams, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Compton, Connelly, Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hammond, Hanson, Hart, Jacobsen, J. Jensen, R. Jensen, Kadas, Kemmis, Koehnke, Lybeck, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Peck, Ream, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 45

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Harp, Holliday, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Quilici, Sales, Sands, Switzer, Vinger, Waldron, Wallin.

Total 21

Absent or not voting: Harrington, Lory.

Total 2

That HB 662 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Compton, Connelly, Daily, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Farris, Hammond, Hanson, Harrington, Hart, Jacobsen, J. Jensen, R. Jensen, Kadas, Kemmis, Koehnke, Lybeck, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Peck, Ream, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 49

Noes: Asay, Bliss, D. Brown, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Hannah, Harper, Hemstad, Howe, Iverson, Jones, Kennerly, Keyser, McCormick, Marks, Nordtvedt, Pavlovich, Phillips, Ramirez, Roush, Ryan, Schultz, Smith, Stobie, Underdal, Winslow.

Total 29

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Harp, Holliday, Keenan, Kitselman, McBride, Mueller, Neuman, O'Connell, Pistoria, Quilici, Sales, Sands, Switzer, Vinger, Waldron, Wallin.

Total 21

Absent or not voting: Lory.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Brand moved the adoption of the committee report. Report adopted. (72-5)

MOTIONS

Representative J. Brown moved that the House reconsider its action on HB 269, second reading on the 40th legislative day, and return it to the Committee on Human Services. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hanson, Harper, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kennerly, Koehnke, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Peck, Ramirez, Ream, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 56

Noes: Abrams, Bliss, Curtiss, Devlin, Ellison, Hannah, Hemstad, Jones, Keyser, Lybeck, Marks, Nordtvedt, Roush, Ryan, Smith, Stobie, Underdal.

Total 17

Excused: Bergene, Bertelsen, Darko, Hand, Hansen, Harp, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, Pistoria, Quilici, Sands, Switzer, Vinger, Waldron, Wallin.

Total 20

Absent or not voting: Bardanouve, Compton, Daily, Fagg, Lory, Pavlovich, Phillips.

Total 7

Representative Ramirez moved that special instructions be given on scheduling committee meetings for the Select Committee on Economic Development and the Committee on Labor and Employment Relations. Motion failed. (36-37)

Representative Vincent moved that the House recess at 8:33 p.m. Motion carried.

House reconvened at 8:50 p.m.

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

2/17/83

Recommend that at the close of business February 18, 1983, the following employment be terminated:

Shannon Swanz.....	Page
Brett Roose	Page
Yvonne Schladiwiler.....	Page

Recommend that at the close of business February 19, 1983, the following employment be terminated:

Ray Safarik.....	Page
Chris Marks.....	Page
Marlin Patton	Page
Melissa Brown	Page
Wynette Fabrega	Page
Joseph Harkins	Page
Julie Flynn	Page
Traci Chisholm	Page
Liza Nichols	Page

Recommend that at the beginning of business February 21, 1983, the following be employed:

Traci Koehnke.....	Page
Aaron Barnhart.....	Page
Erick Doolen	Page
Wendy Strong.....	Page
Denise Hoffman.....	Page
Connie Carlson.....	Page
Jennifer Rudio	Page
Robert Kalt	Page
Michelle Lewis	Page
Vicki Johnson	Page
Nancy Stevens	Page

BUSINESS AND INDUSTRY (Metcalf, Chairman): 2/18/83

HB 853, introduced bill, be amended as follows:

1. Page 6, line 21.

Following: "board."

Insert: "No member of the board may wager on any licensed racing meet in this state."

2. Page 8, line 18.

Strike: "local government units"

Insert: "fair boards"

3. Page 8, line 22.

Strike: "appointed by the board"

Insert: "hired by the department"

4. Page 9, line 1.

Following: line 25 on page 8

Insert: "(8) 'Board of stewards' means a board composed of three stewards who supervise racing meets."

5. Page 11, line 4.

Following: line 3

Insert: "No racing official hired by the department or approved by the board may wager at a racing meet at which he presides."

6. Page 13, line 22.

Following: "(d)"

Strike: remainder of line 22 through "complaints" on line 24

Insert: "setting aside of up to 2% of wagering to be used as a bonus for owners pursuant to 23-4-304(2) and to defray administrative costs"

7. Page 15, line 16.

Following: "~~held~~"

Insert: "and in the race meet grounds or enclosure where a race is being held"

8. Page 15, line 22.

Strike: "21%"

Insert: "20%"

9. Page 16.

Following: line 13

Strike: lines 14 through 19 in their entirety

Renumber: subsequent subsections

10. Page 16, line 21.

Following: "under"

Strike: "subsection (2)"

Insert: "23-4-202(4)(d)"

11. Page 16, line 25.

Following: "collected"

Strike: remainder of line 25

Insert: "under 23-4-202(4)(d)"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 853

A statement of intent is required for this bill because it expands the existing rulemaking authority of the Board of Horseracing granted under a previous act.

It is contemplated that the rules shall address the following:

1. absolute responsibility of trainers for the condition of horses, regardless of the acts of third parties;
2. refusal to license persons whose licenses have been suspended or revoked by another horse racing jurisdiction;
3. exclusion from race courses in this state persons considered detrimental to the best interests of racing;
4. standards to be applied in determining conditions under which a license may be renewed if it has been suspended;
5. summary ruling during race meets by stewards, stay of imposition of summary penalties, and assessment of interest and penalty on late payment of fines; and
6. retention of purses pending final disposition of complaints, protests or appeals; allowing and regulating exotic wagering; and providing for the disposition of the 2% wagering share allocation under 23-4-202(4)(d) and for the other purposes specified.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

2/18/83

HB 635, introduced bill, be amended as follows:

1. Title, line 6.

Following: "NONPUBLIC"

Insert: "AND HOME"

2. Page 2, line 21.

Following: "nonpublic"

Insert: "or a home"

3. Page 7, line 11.

Following: "nonpublic"

Insert: "or a home"

4. Page 7, line 14.

Following: "nonpublic"

Insert: "or home"

5. Page 8, line 12.

Following: "nonpublic"

Insert: "or a home"

6. Page 8, line 14.

Following: "parent"

Strike: " "

Insert: "or"

Following: "guardian,"

Insert: "in the case of a home school,"

7. Page 8, line 15.

Following: line 14

Insert: "by a"

8. Page 10, line 15.

Following: line 14

Insert: "or home"

9. Page 10, line 17.

Following: "nonpublic"

Insert: "or a home"

10. Page 10, line 23.

Following: "nonpublic"

Insert: "or home"

11. Page 11, line 1.

Following: "nonpublic"

Insert: "or a home"

12. Page 11.

Strike: lines 8 through 16 in their entirety

Renumber: subsequent subsection

13. Page 11, line 23.

Following: "instruction"

Insert: "or the equivalent number of hours"

14. Page 11, line 25.

Following: "(4)"

Insert: "in the case of a nonpublic school,"

15. Page 12, line 1.

Following: "who"

Strike: remainder of line 1

Insert: ":

(a) are certified to teach in any state;

(b) are enrolled in an education program leading to teacher certification; or

(c) provide evidence of acceptable experience according to clearly identified criteria consistent with the educational goals of the school;"

16. Page 12, line 2.

Following: "(5)"

Insert: "in the case of a nonpublic school,"

17. Page 12, line 3.

Following: "who"

Strike: remainder of line 3

Insert: ":

(a) are certified to teach in any state;

(b) teach at least halftime in a subject area in which the person holds a bachelor of science or a bachelor of arts degree; or

(c) provide evidence of acceptable experience according to clearly identified criteria consistent with the educational goals of the school;"

18. Page 12, line 4.

Following: line 3

Insert: "(6) in the case of a home school, allow as teachers only persons who meet the requirements of subsections (5)(a) through (c); and"

Renumber: subsequent subsections

19. Page 12, lines 9 through 15.

Following: "20-7-111;"

Strike: "and" on line 9 through "materials" on line 15

20. Page 12, line 16.

Following: "nonpublic"

Insert: "or home"

21. Page 12, line 18.

Following: "nonpublic"

Insert: "or a home"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 635

A statement of intent is required for House Bill 635 because Section 1 provides that the Board of Public Education will consider appeals from the rejection of a nonpublic school's statement of compliance with the compulsory exemption requirements established in new sections 5 and 6. It is contemplated that the Board of Public Education will adopt an appeal procedure that follows the guidelines of the Montana Administrative Procedure Act.

HB 809, introduced bill, be amended as follows:

1. Title, line 12.

Following: "20-9-343,"

Insert: "20-9-344,"

2. Page 13, line 8.

Following: "tax"

Insert: ", including anticipated motor vehicle fees and reimbursement received under the provisions of 61-3-532 and 61-3-536 during the fiscal year in which the levy applies"

3. Page 16, line 9.

Following: "tax"

Insert: ", including anticipated motor vehicle fees and reimbursement received under the provisions of 61-3-532 and 61-3-536 during the fiscal year in which the levy applies"

4. Page 18, line 13.

Following: line 12

Insert: "Section 15. Section 20-9-344, MCA, is amended to read:

"20-9-344. Purpose of state equalization aid and duties of the board of public education for distribution. (1) The money available for state equalization aid shall be distributed and apportioned to provide an annual minimum operating revenue for the elementary and high schools in each county, exclusive of revenues required for debt service and for the payment of any and all costs and expense incurred in connection with any adult education program, recreation program, school food services program, new buildings, new grounds, and transportation.

(2) The board of public education shall administer and distribute the state equalization aid in the manner and with the powers and duties provided by law. To this end, the board of public education shall:

(a) adopt policies for regulating the distribution of state equalization aid in accordance with the provisions of law;

(b) have the power to require such reports from the county superintendents, budget boards, county treasurers, and trustees as it may deem necessary; and

(c) order the superintendent of public instruction to distribute the state equalization aid on the basis of each district's annual entitlement to such aid as established by the superintendent of public instruction. In ordering the distribution of state equalization aid, the board of public education shall not increase or decrease the state equalization aid distribution to any district on account of any difference which may occur during the school fiscal year between budgeted and actual receipts from any other source of school revenue.

(3) Should a district receive more state equalization aid than it is entitled to, the county treasurer must return the overpayment to the state upon the request of the superintendent of public instruction in the manner prescribed by the department of administration.

(4) In no case may the total distributions to all school districts within a county be less than the total amount to which the county is entitled under federal law pursuant to the Flood Control Act of 1954, 33 U.S.C.A. 701(c)(3); Taylor Grazing Act, 43 U.S.C.A. 3151; United States Forest Service Act, 16 U.S.C.A. 500; and the Mineral Lands Licensing Act, 30 U.S.C.A. 191."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 822, do pass. Report adopted.

HB 879, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 879

House Bill 879 requires a statement of intent because it grants rulemaking authority to the Superintendent of Public Instruction for the purpose of developing rules and guidelines to eliminate sex discrimination in the public schools of Montana.

Section 3 of House Bill 879 mandates rulemaking to eliminate sex discrimination in the following areas: public school employment; counseling and guidance services; access to course offerings; and recreational and athletic activities. With respect to selection of textbooks and instructional materials in section 3, subsection (5), the Superintendent of Public Instruction would develop guidelines to implement the act but would not be required to state such guidelines as administrative rules.

Section 4 directs the Superintendent of Public Instruction to adopt rules for enforcement of the act, for establishment of a compliance timetable, and for procedures for districts to file assurances of compliance with the rules implementing the act. It is contemplated that the provisions of section 4 would be set forth as administrative rules. It is envisioned that the Superintendent will use the compliance guidelines of the federal Title IX regulations whenever it is appropriate and efficient to do so.

HB 881, introduced bill, be amended as follows:

1. Page 1, line 12.

Strike: "the second state"

Insert: "among the first states"

2. Page 1, line 21.

Following: line 20

Strike: "The"

Insert: "Upon the recommendation of the legislature and the receipt of the U.S. Congress, the"

3. Page 1, line 23.

Following: "Rankin"

Insert: "or utilize the existing state commission"

And, as amended, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/18/83

HB 228, introduced bill, be amended as follows:

1. Page 2, line 9.

Strike: "and other government regulations"

2. Page 2, lines 13 and 14.

Strike: "and other government regulations"

3. Page 2, line 16 through line 20.

Following: "detriment."

Strike: remainder of lines 16 through 20

4. Page 2, line 23.

Strike: "this part"

Insert: "90-1-102 through 90-1-109"

And, as amended, do pass. Report adopted.

HB 770, introduced bill, be amended as follows:

1. Page 3, line 5.

Strike: "Condominiums"

Insert: "(1) Except as provided in subsections (2) and (3), condominiums"

2. Page 3.

Following: line 11

Insert: "(2) Conversions of existing structures into condominiums are not subject to this part where the converted units are to be served by existing municipal water and sewer facilities in a first- or second-class city as defined in 7-1-4111.

(3) Where the water or sewage disposal system in an existing building to be converted into condominiums has already been approved under either department requirements or has been approved by the local health department under local requirements, such water or sewage disposal system is not subject to this part."

And, as amended, do pass. Report adopted.

SJR 8, be concurred in. Report adopted.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Bengtson, Donaldson, and Hemstad excused at this time.

HB 672 - That HB 672 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Zabrocki.

Total 66

Noes: Farris.

Total 1

Excused: Bengtson, Bergene, Bertelsen, Darko, Donaldson, Hand, Hansen, Harp, Hemstad, Holliday, Kadas, Keenan, Kitselman, McBride, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 25

Absent or not voting: Bardanouve, D. Brown, Daily, Eudaily, Iverson, Lory, Pavlovich, Yardley.

Total 8

Representatives Donaldson and Harp present at this time.

HB 677 - Representative Nilson moved that HB 677 do pass. Representative Curtiss made a substitute motion that HB 677 do not pass. The substitute motion failed as follows:

Ayes: Bliss, Brand, Curtiss, Ellerd, Ellison, Fagg, Hammond, Hand, Hanson, Harper, R. Jensen, Kemmis, Metcalf, Nordtvedt, Ramirez, Schultz, Solberg, Underdal, Vincent, Winslow.
Total 20

Noes: Abrams, Addy, Asay, Bachini, Compton, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Farris, Harp, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Veleber, Williams, Yardley, Zabrocki.
Total 56

Paired: Bliss, Curtiss, Fagg, Hand, Harper, Winslow, Ayes; Darko, Holliday, Keenan, Pistoria, Quilici, Schye, Noes.

Excused: Bengtson, Bergene, Bertelsen, Hansen, Hemstad, Kadas, Kitselman, McBride, Mueller, Neuman, Sales, Sands, Switzer, Vinger, Waldron, Wallin.
Total 16

Absent or not voting: Bardanouve, D. Brown, J. Brown, Connelly, Eudaily, Hannah, Iverson, Jones.
Total 8

That HB 677 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Farris, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Williams, Yardley, Zabrocki.
Total 53

Noes: Bachini, Bliss, Brand, Curtiss, Ellerd, Ellison, Fagg, Hammond, Hand, Hanson, Harp, Harper, R. Jensen, Kemmis, Metcalf, Nordtvedt, Underdal, Vincent, Winslow.
Total 19

Paired: Darko, Holliday, Keenan, Pistoria, Quilici, Schye, Ayes; Bliss, Curtiss, Fagg, Hand, Harper, Winslow, Noes.

Excused: Bengtson, Bergene, Bertelsen, Hansen, Hemstad, Kadas, Kitselman, McBride, Mueller, Neuman, Sales, Sands, Switzer, Vinger, Waldron, Wallin.
Total 16

Absent or not voting: Bardanouve, D. Brown, J. Brown, Connelly, Devlin, Eudaily, Hannah, Iverson, Jones, Pavlovich, Ramirez, Schultz.
Total 12

Representative Harper excused at this time.

HB 678 - That HB 678 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bliss, Brand, J. Brown, Connelly, Curtiss, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Howe, Jacobsen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 65

Noes: Addy, J. Jensen.

Total 2

Excused: Bengtson, Bergene, Bertelsen, Darko, Hand, Hansen, Harper, Hemstad, Holliday, Kadas, Keenan, McBride, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 23

Absent or not voting: Asay, Bardanouve, D. Brown, Compton, Daily, Devlin, Eudaily, Farris, Iverson, R. Jensen.

Total 10

HB 698 - That HB 698 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Asay, Connelly.

Total 2

Excused: Bengtson, Bergene, Bertelsen, Darko, Hand, Hansen, Harper, Hemstad, Holliday, Keenan, Kemmis, McBride, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 23

Absent or not voting: Bardanouve, D. Brown, Farris, Jacobsen, Jones.

Total 5

Representative Dozier in the Chair.

HB 702 - That HB 702, second reading copy, be amended as follows:

1. Page 3, line 11.

Following: "BY"

Strike: line 11 through "DISABLED" on line 13

Insert: "a corporation or association organized and operated exclusively for the care of the developmentally disabled, which is not operated for gain or profit"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hart,

Howe, Jacobsen, J. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: None.

Total 0

Excused: Bengtson, Bergene, Bertelsen, Darko, Hand, Hansen, Harper, Hemstad, Holliday, Kadas, Keenan, McBride, Marks, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 24

Absent or not voting: Bardanouve, Brand, D. Brown, Driscoll, Farris, Iverson, R. Jensen, Underdal.

Total 8

That HB 702, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Howe, Jacobsen, J. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Stobie.

Total 1

Excused: Bengtson, Bergene, Bertelsen, Darko, Hand, Hansen, Harper, Hemstad, Holliday, Kadas, Keenan, McBride, Mueller, Neuman, Pistoria, Quilici, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin.

Total 23

Absent or not voting: Bardanouve, Brand, D. Brown, Farris, Iverson, R. Jensen, Pavlovich.

Total 7

Representative O'Connell excused at this time.

Representatives Darko, Harper, Switzer, Waldron, and Wallin present at this time.

HB 710 - That HB 710 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bliss, Peck, Roush, Shontz.

Total 4

Excused: Bengtson, Hand, Hansen, Hemstad, McBride, Mueller, O'Connell, Quilici, Sales, Schye, Vinger.

Total 11

Absent or not voting: Bardanouve, Brand, D. Brown, Harrington, Iverson, R. Jensen, Marks.

Total 7

Representatives Bergene, Donaldson, Pistoria, and Waldron excused at this time.

Representatives Hand, McBride, and Schye present at this time.

HB 714 - That HB 714, second reading copy, be amended as follows:

1. Title, line 13.

Following: "MCA;"

Insert: "REPEALING 49-3-303, MCA;"

2. Page 6, line 19.

Strike: "and 49-3-303"

3. Page 9, line 22.

Following: "that a"

Strike: "person, institution, entity, or"

Insert: "state or local governmental"

4. Page 10.

Following: line 3

Insert: "NEW SECTION. Section 14. Repealer. Section 49-3-303, MCA, is repealed."

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bengtson, Bergene, Donaldson, Hansen, Hemstad, Mueller, O'Connell, Pistoria, Quilici, Vinger, Waldron.

Total 11

Absent or not voting: Bardanouve, Brand, D. Brown, Hannah, Iverson, R. Jensen, Marks.

Total 7

Representatives Bergene, Donaldson, and Waldron present at this time.

That HB 714, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 68

Noes: Asay, Compton, Devlin, Ellison, Harp, Jones, Keyser, Ryan, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Underdal, Wallin.
Total 16

Excused: Bengtson, Hansen, Hemstad, Mueller, O'Connell, Pistoria, Quilici, Vinger.
Total 8

Absent or not voting: Bardanouve, D. Brown, Fabrega, Hannah, Iverson, R. Jensen, Marks, Stobie.
Total 8

Representatives Hansen and Pistoria present at this time.

HB 716 - That HB 716 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: None.
Total 0

Excused: Bengtson, Hemstad, Mueller, O'Connell, Quilici, Vinger.
Total 6

Absent or not voting: Bardanouve, D. Brown, Eudaily, Hannah, Iverson, Marks, Nordtvedt, Thoft.
Total 8

Representatives Bengtson, Hemstad, and Vinger present at this time.

HB 746 - That HB 746 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan,

Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: Ellison, Hannah, Ramirez, Sales, Sands, Schultz, Thoft, Underdal, Winslow.

Total 9

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Stobie.

Total 1

Representative Brand in the Chair.

Representative Harper excused at this time.

HB 781 - That HB 781 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Ream, Roush, Sales, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 39

Excused: Harper, Mueller, O'Connell, Quilici.

Total 4

Absent or not voting: Bardanouve.

Total 1

HB 794 - Representative Daily moved that HB 794 be placed below HJR 21. Motion carried.

HJR 8 - Representative Vincent moved that HJR 8 be placed between HJR 10 and HJR 13. Motion carried.

Representative Harper present at this time.

HJR 21 - That HJR 21 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 84

Noes: Farris, Harrington, Kadas, Lory, McCormick, Yardley.
Total 6

Excused: Mueller, O'Connell, Quilici.
Total 3

Absent or not voting: D. Brown, Connelly, Ellison, Hart, McBride, Pavlovich, Seifert.
Total 7

HB 794 - Representative Kemmis moved that HB 794 be placed below HJR 22. Motion carried.

HJR 22 - That HJR 22 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 83

Noes: Eudaily, Hammond, Hansen, Harper, Hart, Kadas, Lory, Metcalf, Solberg, Veleber, Yardley.
Total 11

Excused: Mueller, O'Connell, Quilici.
Total 3

Absent or not voting: Connelly, Farris, Marks.
Total 3

HB 794 - Representative Daily moved that HB 794 be placed below HB 131. Motion carried.

HB 42 - That HB 42, second reading copy, be amended as follows:

1. Page 4, line 12.

Following: "attaches."

Insert: "Nothing set forth herein in any way affects the status of priority of the lien of a creditor of the agricultural commodity producer."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck,

Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Fagg, J. Jensen, Keyser, Schultz, Winslow.

Total 5

That HB 42, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Daily, Hannah, Keyser.

Total 3

HB 93 - That HB 93 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Bardanouve, Farris, Hannah, J. Jensen, Kadas, Nordtvedt, Peck, Sands, Waldron, Yardley.

Total 10

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: None.

Total 0

HB 118 - That HB 118, second reading copy, be amended as follows:

1. Page 1, line 15.

Strike: "\$45"

Insert: "\$50"

Amendment passed as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Ream, Roush, Ryan, Schye, Shontz, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.
Total 63

Noes: Addy, Asay, Bliss, Compton, Curtiss, Ellerd, Fagg, Hannah, Harp, Hemstad, Iverson, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Nordtvedt, Phillips, Ramirez, Sales, Sands, Saunders, Schultz, Seifert, Smith, Stobie, Switzer, Thoft, Wallin.
Total 32

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Abrams, Yardley.

Total 2

That HB 118, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 78

Noes: Asay, Curtiss, Fagg, Hannah, Hemstad, J. Jensen, R. Jensen, Kitselman, Koehnke, Lybeck, Ryan, Schultz, Seifert, Stobie, Switzer.
Total 15

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Fabrega, Keyser, Nordtvedt, Underdal.

Total 4

HB 131 - That HB 131 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis,

Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Asay, Bachini, Bardanouve, Hannah, Hanson, Peck, Sales.

Total 7

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Compton, Ellison, Keyser, Nordtvedt.

Total 4

HB 794 - That HB 794 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Compton, Daily, Ellison, Keyser.

Total 4

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Howe, Nilson, Nordtvedt, Vinger.

Total 4

HB 247 - That HB 247 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Peck.

Total 1

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Daily, R. Jensen, Nilson, Nordtvedt.
Total 4

HB 250 - That HB 250 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, McBride, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 71

Noes: Abrams, D. Brown, Compton, Devlin, Driscoll, Ellison, Harrington, Holliday, Iverson, Jones, Kennerly, Lybeck, McCormick, Marks, Menahan, Pavlovich, Phillips, Sales, Seifert, Smith, Solberg, Stobie, Waldron, Williams.

Total 24

Excused: Mueller, O'Connell, Quilici.

Total 3

Absent or not voting: Keyser, Nordtvedt.

Total 2

HB 317 - Representative Devlin moved that consideration on HB 317 be passed for the day. Motion carried.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Brand moved the adoption of the committee report. Report adopted. (91-3)

Representative Vincent moved that the House adjourn until 10:00 a.m., February 19, 1983.

Motion carried.

House adjourned at 11:46 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-SECOND LEGISLATIVE DAY

Helena, Montana
February 19, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by Representative Williams. Pledge of Allegiance to the Flag.

Roll call. All members present except Mueller, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/19/83
Correctly printed: HB 136, HB 185, HB 281, HB 449, HB 540,
HB 742, HB 763, HB 773, HB 792, HB 814, HB 822, HB 846,
HB 847, HB 851, HB 864, HB 881, HJR 27.
Considered correctly engrossed: HB 180, HB 194, HB 712.
Correctly engrossed: HB 402.

LOCAL GOVERNMENT (McBride, Chairman): 2/18/83
HB 715, do pass. Report adopted.
HB 788, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

ECONOMIC DEVELOPMENT (Vincent, Chairman): 2/19/83
HB 832, introduced bill, be amended as follows:

1. Title, line 7.
Following: "TO"
Strike: remainder of line 7 through "ON" on line 8
Insert: "ALLOW THE"
2. Title, line 9.
Following: "AND"
Insert: "ELIMINATE"
3. Page 1, line 23.
Following: "~~stock~~."
Insert: "Public funds may be invested in corporate capital stock."
4. Page 2, line 18.
Following: line 17
Strike: "1983"
Insert: "1985"
5. Page 2, line 20.
Following: "FOR"
Strike: "removing the restriction on"
Insert: "allowing the"
6. Page 2, line 21.
Following: "and"
Insert: "eliminating"
7. Page 2, line 24.
Following: "AGAINST"
Strike: "removing the restriction on"
Insert: "allowing the"
8. Page 2, line 25.
Following: "and"
Insert: "eliminating"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 2/18/83

HB 190, introduced by Asay, Ellison, Swift, et al.

Senate bills passed and transmitted to the House for concurrence: 2/18/83

SB 166, introduced by Eck, Van Valkenburg, Boylan, et al.

SB 294, introduced by Hazelbaker, Thoft, et al.

SB 295, introduced by Marbut, Turnage, et al.

SB 339, introduced by Graham, Boylan, McCallum, et al.

SB 340, introduced by Galt, Lee, Holliday

SB 350, introduced by Tveit, Thomas, Graham, et al.

MOTIONS

Representative Vincent moved that the House recess at 10:15 a.m. Motion carried.

House resumed at 10:40 a.m.

Representative Jacobsen moved that HB 26 be taken from the Committee on Taxation and placed on second reading. Representative Yardley made a substitute motion that HB 26 be taken from the Committee on Taxation and referred to the Committee on Appropriations. The substitute motion carried as follows:

Ayes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Hanson, Harrington, Hart, Hemstad, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Abrams, Bachini, Bardanouve, Brand, D. Brown, Farris, Hammond, Harp, Holliday, Jacobsen, J. Jensen, Koehnke, Lybeck, Manuel, O'Connell, Pavlovich, Roush, Ryan, Shontz, Solberg, Swift, Vinger, Waldron.

Total 23

Excused: Mueller.

Total 1

Absent or not voting: Fagg, Harper, Thoft, Wallin.

Total 4

Representative McBride moved that HB 418 and HB 600 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Devlin moved that consideration on HB 317, second reading this day, be passed until the 46th legislative day. Motion carried.

Representative Connelly moved that HB 864 be taken from second reading and referred to the the Committee on Appropriations. Motion carried.

Representative J. Brown moved that HB 569 be taken from second reading and referred to the Committee on Labor. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Speaker Pro Tem Brand in the Chair.

HB 180 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bachini, Hannah, Jacobsen, Jones, Peck, Ryan, Sales, Smith, Stobie, Wallin.

Total 10

Excused: Kemmis, Mueller.

Total 2

Absent or not voting: Fagg, Harrington, Howe.

Total 3

Speaker Kemmis was excused from voting on HB 180 due to a possible conflict of interest.

Speaker Kemmis in the Chair.

HB 194 passed as follows:

Ayes: Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ramirez, Roush, Sales, Schultz, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 55

Noes: Abrams, Addy, Bardanouve, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Ernst, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kennerly, McBride, Marks, Menahan, Metcalf, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Ryan, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Waldron, Williams, Yardley, Mr. Speaker.

Total 44

Excused: Mueller.

Total 1

Absent or not voting: None.

Total 0

HB 467 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: Hansen.

Total 1

HB 674 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: Dozier.

Total 1

HB 679 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: None.
Total 0

Excused: Mueller.
Total 1

Absent or not voting: Bachini, McCormick.
Total 2

HB 680 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: Mueller.
Total 1

Absent or not voting: None.
Total 0

HB 688 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: Mueller.
Total 1

Absent or not voting: None.

Total 0

HB 712 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: None.

Total 0

HB 718 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: Ernst, Hansen.

Total 2

HJR 19 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell,

Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: None.

Total 0

SPECIAL ORDERS OF THE DAY

Consent Calendar

Questions were asked on HB 743 and HB 807.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/18/83
Examined by the sponsor (Sands) and found to be correct: HB 369.

FISH AND GAME (Nilson, Chairman): 2/19/83
HB 836, do pass. Report adopted.
HB 888, do pass. Report adopted.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 373 - That HB 373 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: Bliss, Hand, Sales.

Total 3

Excused: Mueller.

Total 1

Absent or not voting: Hansen, Harper.

Total 2

HB 424 - That HB 424, second reading copy, be amended as follows:

1. Title, lines 20 and 21.

Strike: "AMENDING SECTION 37-9-301, MCA;"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Mueller.

Total 1

Absent or not voting: Asay, Brand, Donaldson, Ellerd, Harper, Iverson, J. Jensen, Kadas, McBride, O'Connell, Ramirez, Stobie, Thoft, Underdal.

Total 14

That HB 424, second reading copy, be further amended as follows:

1. Page 4, line 17 through line 21, page 5.

Strike: section 6 in its entirety

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Holliday.

Total 1

Excused: Mueller.

Total 1

Absent or not voting: Donaldson, Harper, Kadas, McBride, Ramirez, Stobie, Switzer, Thoft.

Total 8

Representative Keyser in the Chair.

Representative Shontz moved that HB 424 be placed below HB 513.

Motion carried.

Representatives Harp and Harrington excused at this time.

HB 443 - Representative Seifert moved that HB 443 do pass. Representative Bertelsen made a substitute motion that HB 443 do not pass. Representative Seifert made a motion to all motions pending that HB 443 be placed at the bottom of the board. Motion failed as follows:

Ayes: Abrams, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Lory, McCormick, Marks, Miller, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Winslow.

Total 42

Noes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Zabrocki.

Total 49

Excused: Harp, Harrington, Mueller.

Total 3

Absent or not voting: Bengtson, Dozier, Driscoll, Manuel, Thoft, Yardley.

Total 6

Representative Marks moved that consideration on HB 443 be passed for the day. Motion carried.

Representative Seifert in the Chair.

Representative Harrington present at this time.

Representatives Iverson and Pistoria excused at this time.

HB 479 - That HB 479, second reading copy, be amended as follows:

1. Statement of intent, page 2, line 7.

Following: line 6

Insert: "The Legislature intends that this act not apply to air transportation services that:

- (a) offer no special medical services,
- (b) provide only transportation at the direction of an independent physician, and
- (c) do not hold themselves out to the public as being capable of providing air ambulance service through advertisement or contract."

2. Page 2, line 2.

Strike: "standard"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Harp, Iverson, Mueller.

Total 3

Absent or not voting: Daily, Ellerd, Fagg, Keyser, McCormick, Nordtvedt, Peck, Sales, Stobie.

Total 9

Representative Harp present at this time.

That HB 479, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bachini, Bardanouve, Brand, J. Brown, Compton, Connelly, Donaldson, Fabrega, Hammond, Hansen, Harrington, J. Jensen, Kemmis, Kennerly, McCormick, Manuel, Menahan, Neuman, O'Connell, Pavlovich, Peck, Ream, Roush, Schye, Shontz, Switzer, Veleber, Vincent, Waldron, Yardley, Zabrocki.

Total 31

Noes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, Phillips, Quilici, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 59

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Bengtson, Driscoll, Hand, Harper, McBride, Ramirez, Stobie.

Total 7

That HB 479, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Shontz, Smith, Spaeth, Swift, Vincent, Waldron, Williams, Winslow, Yardley.

Total 69

Noes: Bachini, D. Brown, Compton, Devlin, Ellerd, Harp, Jacobsen, Jones, Lybeck, McBride, Nordtvedt, Peck, Ryan, Sales, Schye, Seifert,

Solberg, Stobie, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Zabrocki.

Total 25

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Curtiss, Ellison, Keenan.

Total 3

HB 513 - That HB 513, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 513

House Bill 513 requires a statement of intent because section 1 of the bill provides that the Board of Chiropractors adopt rules with respect to approval of postgraduate educational programs, and to establishing the amount of late fee renewal charges.

It is the intent of the Legislature that the Board should require proof and approval of continuing education classes for chiropractors who have allowed their licenses to lapse and thereafter seek renewal, and that a fee should be charged for such late renewal.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: Bliss.

Total 1

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Bertelsen, Ellerd, Keenan, Schye, Winslow.

Total 5

That HB 513, with attached statement of intent, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg,

Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Bliss, Keyser, Sales, Schultz, Switzer.

Total 5

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Bardanouve, Bertelsen, Daily, Keenan, Quilici, Winslow.

Total 6

Representative Harrington excused at this time.

HB 424 - That HB 424, second reading copy, have the following statement of intent attached:

Statement of Intent

HB 424

The intent of this bill is to allow the use of federal medicaid funds in supporting services to senior citizens, the handicapped, and the developmentally disabled in the least restrictive and appropriate environments within appropriation limits established by the Legislature. The department shall insure that alternative services be provided at no additional cost to the state.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Harrington, Iverson, Mueller, Pistoria.

Total 4

Absent or not voting: Daily, Ellison, Hart, Kitselman, Schultz, Winslow.

Total 6

Representative Harrington present at this time.

That HB 424, with attached statement of intent, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen,

R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Daily, Neuman, Vinger.

Total 3

HB 591 - That HB 591 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Bliss, Jacobsen, Ryan, Sales, Solberg, Stobie, Underdal.

Total 7

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Eudaily, Jones, Menahan, Yardley.

Total 4

HB 593 - That HB 593 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 94

Noes: Asay, Stobie, Zabrocki.

Total 3

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: None.

Total 0

HB 602 - That HB 602 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Hannah, Jacobsen, J. Jensen, Switzer.

Total 4

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Abrams, Fagg, Menahan, Schye.

Total 4

HB 603 - That HB 603, second reading copy, be amended as follows:

1. Title, line 10.

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 7, line 11.

Following: line 10

Insert: "NEW SECTION. Section 6. Effective date. This act is effective on passage and approval."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Asay, Bliss, Ellison, Eudaily, Nordtvedt, Schye.

Total 6

That HB 603, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Driscoll, Nordtvedt, Yardley.

Total 3

HB 625 - That HB 625 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Metcalf, Miller, Nilson, Nisbet, O'Connell, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Holliday, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Menahan, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 50

Excused: Iverson, Mueller, Pistoria.

Total 3

Absent or not voting: Bardanouve, Neuman.

Total 2

That HB 625 do not pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Holliday, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Menahan, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 51

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Kadas,

Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Ream, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 45

Excused: Iverson, Mueller, Pistoria.
Total 3

Absent or not voting: Sales.
Total 1

Representatives Harp and Harrington excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved the adoption of the committee report. Report adopted. (84-6)

MOTIONS

Representative Vincent moved that the House recess at 1:17 p.m. Motion carried.

House reconvened at 2:45 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/19/83

Correctly enrolled: HB 243, HB 253, HB 258.

Examined by the sponsor (Sales) and found to be correct: HB 251.

2/18/83
Examined by the sponsor (Williams) and found to be correct: HB 133, HB 134.

Examined by the sponsor (Nilson) and found to be correct: HB 235.

Examined by the sponsor (Neuman) and found to be correct: HB 127.

Examined by the sponsor (Spaeth) and found to be correct: HB 154, HB 155.

Examined by the sponsor (Switzer) and found to be correct: HB 113.

Examined by the sponsor (Koehnke) and found to be correct: HB 27.

Examined by the sponsor (Hammond) and found to be correct: HB 350.

Examined by the sponsor (Miller) and found to be correct: HB 165.

Examined by the sponsor (Vinger) and found to be correct: HB 253.

2/19/83
Examined by the sponsor (Asay) and found to be correct: HB 243.

Examined by the sponsor (Devlin) and found to be correct: HB 258.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 2/19/83

HB 636, introduced bill, be amended as follows:

1. Title, line 8.

Following: "COMMERCE"

Strike: remainder of line 8 through "PENALTIES"

2. Page 1, line 14.

Following: "than"

Strike: "100"

Insert: "250"

3. Page 1, lines 17 through 19.

Strike: subsection (2) in its entirety

Re-number: subsequent subsection

And, as amended, do pass. Report adopted.

HB 820, do pass. Report adopted.

HJR 26, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/17/83

HB 774, introduced bill, be amended as follows:

1. Page 5.

Following: line 1

Insert: "(5) A person who has been a resident of the state of Montana for 6 months prior to [the effective date of this act] and who during that time has been principally engaged in the profession of court reporting and has been practicing continuously as a shorthand reporter must, upon application therefor and payment of the required fee, be issued a certificate without examination if application for the certificate is made no later than 6 months after [the effective date of this act]."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 774

A Statement of Intent is not required for this bill. However, one was prepared because the bill grants rulemaking authority to the Montana Supreme Court for the purpose of establishing a program of certification of shorthand reporters.

Section 1 authorizes the court to adopt rules to implement the act. Section 3 authorizes the court to appoint a three-member examining board to conduct the examination of applicants for certification under rules adopted by the court. Section 4 authorizes the court to determine the amount of compensation to be received by the board. Section 6 authorizes the court to administer the court reporter certification examination. Section 8 authorizes the court to renew court reporter certificates annually upon payment of a fee set under section 9. Under section 9, the court may set various fees to fund the administration of the act.

It is the intent of the legislature that the court adopt all rules necessary to establish and administer a program of certification of shorthand reporters. A program that will ensure the proficiency of court reporters will be a benefit to the judicial system of the state. It is the intent of the legislature that the court limit its rulemaking authority to the administration of the certification program, including setting standards for suspension and revocation of certificates, and that the court not adopt rules requiring certification as a condition of employment of court reporters by the district courts.

It is the intent of the legislature that the duties of the board appointed under section 3 be limited to duties associated with conducting the examination of applicants for certification and duties associated with certificate revocation and suspension proceedings.

It is the intent of the legislature that all fees prescribed by the court under this bill be commensurate with cost.

It is the intent of the legislature that in enacting rules to implement section 8, the court set standards for renewal of a certificate when more than 5 years have elapsed since expiration of the certificate, including provisions for reexamination of the shorthand reporter.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/17/83

HB 309, introduced bill, be amended as follows:

1. Title, lines 7 through 10.

Following: "FOR"

Insert: "CERTAIN"

Following: "EMPLOYEES;"

Strike: "TO DISCONTINUE" on line 7 through "PARKS;" on line 10

2. Title, line 11.

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 2-18-1001 THROUGH 2-18-1003, AND"

3. Title, line 12.

Following: "2-18-105,"

Strike: "2-18-1001 THROUGH 2-18-1003,"

4. Page 1, line 16.

Strike: everything following the enacting clause

Insert: "Section 1. Section 2-18-1001, MCA, is amended to read:

"2-18-1001. Highway department personnel grievances Grievance procedure — hearing — exclusions — rules. (1) An Unless otherwise provided by law, an employee of the department of highways aggrieved by a serious matter of his employment based upon work conditions, supervision, or the result of an administrative action and who has exhausted a state executive branch agency who has been employed by the state at least 6 calendar months and who has been terminated, demoted, suspended, or laid off for more than 40 working hours, transferred to another geographical location involuntarily, or reprimanded in writing, after exhaustion of all other internal agency administrative remedies is entitled to a hearing on the matter before the board of personnel appeals, under the provisions of a grievance procedure to be prescribed by the board, for resolution of the grievance.

(2) Direct or indirect interference, restraint, coercion, or retaliation by an employee's supervisor or the department of highways employing agency against an aggrieved employee because the employee has filed or attempted to file a grievance with the board shall is also be basis for a grievance and shall entitle entitles the employee to a hearing before the board for resolution.

(3) The procedure for handling grievances must be designed so that a final decision is made no later than 90 days following the filing of the grievance, except that this time may be extended by mutual agreement of the agency and the grievant.

(4) Employees holding the positions covered by 2-18-103 and 2-18-104 are excluded from the provisions of this section.

(5) The board of personnel appeals may adopt procedural rules for handling employee grievances."

Section 2. Section 2-18-1002, MCA, is amended to read:

"2-18-1002. Grievance procedure — hearing Board of personnel appeals to hear grievances — evidence — order. (1) The board of personnel appeals provided for in 2-15-1705 shall hear grievances of personnel of the department of highways filed under 2-18-1001.

(2) If upon the preponderance of the evidence taken at the hearing the board is of the opinion that the employee is aggrieved, it may

issue an order to the ~~department of highways~~ employing agency requiring such action of the ~~department agency~~ as will resolve the employee's grievance. Upon a showing by the affected agency that the board's order will unreasonably interfere with the agency's statutory responsibilities, the board shall reconsider its action.

(3) In any hearing the board is not bound by statutory or common-law rules of evidence."

Section 3. Section 2-18-1003, MCA, is amended to read:

"2-18-1003. Enforcement Judicial review of board order — petition in district court — costs and fees. (1) The board, the affected state agency, or the aggrieved employee may petition for the enforcement review of the board's order and for appropriate temporary relief and shall file in the district court the record of the proceedings. Upon the filing of the petition, the district court shall have jurisdiction of the proceeding. Thereafter, the district court shall set the matter for hearing. After the hearing, the district court shall issue its order granting such temporary or permanent relief as it considers just and proper. No objection that has not been raised before the board shall may be considered by the court unless the failure or neglect to raise the objection is excused because of extraordinary circumstances. The findings of the board with respect to questions of fact, if supported by substantial evidence on the record considered as a whole, shall be conclusive.

(2) The court may grant costs and attorney's fees to the prevailing party."

NEW SECTION. Section 4. Grievance procedure and negotiated procedure mutually exclusive. Nothing in 2-18-1001 through 2-18-1003 limits the rights of exclusive representatives and employers under 39-31-310, except that no grievance may be pursued under 2-18-1001 through 2-18-1003 and the procedures negotiated by an exclusive representative. The filing of a grievance under one procedure constitutes a waiver of the right to pursue the matter under the other procedure. However, after filing and upon mutual agreement of all parties, a grievance may be transferred from one process to the other.

Section 5. Section 87-1-403, MCA, is amended to read:

"87-1-403. Regulation of employees by director. (1) The director may suspend without pay, reduce in rank, or remove any employee at any time for cause, providing that any person who has been continuously employed for 1 year or more immediately preceding any suspension or discharge may demand and receive a hearing before the department on the charges filed. The action of the department resulting from such a hearing constitutes final administrative action for purposes of filing a grievance with the board of personnel appeals as provided in 87-1-205.

(2) The director shall rate all employees on the basis of merit and efficiency in accordance with rules adopted by the department to secure a proper rating of each person employed. The salaries of employees shall be fixed by the department, and travel expenses, as provided for in 2-18-501 through 2-18-503, as amended, shall be allowed employees while upon official business away from designated headquarters."

NEW SECTION. Section 6. Repealer. Sections 2-15-1006, 2-18-105, and 87-1-205, MCA, are repealed.

NEW SECTION. Section 7. Codification instruction. Section 4 is intended to be codified as an integral part of Title 2, chapter 18, part 10, and the definitions of Title 2, chapter 18, part 10, apply to sections 1 through 4.

NEW SECTION. Section 8. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

NEW SECTION. Section 9. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 309

It is the intent of the legislature that when the Board of Personnel Appeals adopts rules to implement HB 309, that it review the present rules for the Departments of Highways and Fish, Wildlife, and Parks and determine the extent to which those rules may be applicable to all state employees. It is further the intent of the legislature that the rules be adopted to provide timely and efficient proceedings while otherwise assuring that employees receive procedural due process and fairness throughout.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/19/83

SB 40, introduced by Story

SB 266, introduced by Marbut, Halligan, Norman, et al.

SB 291, introduced by Eck, Metcalf

SB 298, introduced by Towe, Turnage

SB 302, introduced by Hammond

SB 305, introduced by R. Manning

SB 353, introduced by Christiaens, Wallin, R. Manning, et al.

SB 356, introduced by Mohar, McBride, Eck, et al.

SB 373, introduced by Van Valkenburg

SB 389, introduced by Turnage, Kolstad, Shaw

SB 392, introduced by Elliott, Gage

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Kadas, McBride, Neuman, and Waldron excused at this time.

HB 634 - That HB 634 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: None.
Total 0

Excused: Iverson, Kadas, McBride, Mueller, Neuman, Waldron.
Total 6

Absent or not voting: Brand, Fagg, J. Jensen, Stobie.
Total 4

Representatives Kadas, McBride, and Neuman present at this time.

HB 638 - That HB 638 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.
Total 84

Noes: D. Brown, Devlin, Hanson, Kennerly, Pavlovich, Roush, Schultz, Switzer, Underdal, Zabrocki.
Total 10

Excused: Iverson, Mueller, Waldron.
Total 3

Absent or not voting: Brand, Manuel, Nilson.
Total 3

Representative Waldron present at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved that the committee of the whole report be deemed read. Motion carried. Chairman Seifert moved the adoption of the committee report. Report adopted. (89-3)

MOTIONS

Representative Vincent moved that the Committee on Education and Cultural Resources and the Committee on Labor and Employment Relations be excused to meet during second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Keyser in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Hemstad and Kennerly and the Committee on Labor and Employment Relations excused at this time.

HB 643 - That HB 643, second reading copy, be amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hammond, Hannah, Hanson, Harp, Jacobsen, Keyser, Koehnke, Lybeck, Nordtvedt, O'Connell, Phillips, Pistoria, Ream, Ryan, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Veleber.

Total 33

Noes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Brand, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schye, Spaeth, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 50

Paired: Curtiss, Donaldson, Hannah, Nordtvedt, Seifert, Swift, Ayes; Addy, Dozier, Driscoll, Fagg, Metcalf, Sands, Noes.

Excused: Bachini, J. Brown, Ellerd, Farris, Harper, Hemstad, Iverson, Jones, Kennerly, McCormick, Miller, Mueller, Pavlovich, Smith, Thoft, Williams.

Total 16

Absent or not voting: Abrams.

Total 1

Representative Kennerly present at this time.

That HB 643 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Brand, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Hammond, Hand, Hansen, Harrington, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schye, Spaeth, Underdal, Vincent, Waldron, Winslow, Yardley.

Total 48

Noes: Abrams, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Jacobsen,

Kennerly, Keyser, Koehnke, Lybeck, Nordtvedt, O'Connell, Phillips, Pistoria, Ream, Ryan, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Veleber, Vinger, Wallin, Zabrocki.

Total 36

Paired: Addy, Dozier, Driscoll, Fagg, Sands, Vincent, Ayes; Donaldson, Hannah, Harp, Nordtvedt, Seifert, Swift, Noes.

Excused: Bachini, J. Brown, Ellerd, Farris, Harper, Hemstad, Iverson, Jones, McCormick, Miller, Mueller, Pavlovich, Smith, Thoft, Williams.

Total 15

Absent or not voting: Hart.

Total 1

Representative Ellerd present at this time.

HB 646 - That HB 646 do pass. Motion carried as follows:

Ayes: Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Connelly, Daily, Darko, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Roush, Sales, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 49

Noes: Abrams, Asay, Bengtson, Bliss, Compton, Curtiss, Devlin, Ellison, Hanson, Harp, Jacobsen, Keyser, Koehnke, Lybeck, Marks, Manuel, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ryan, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Vinger.

Total 31

Paired: Fagg, Aye; Seifert, No.

Excused: Addy, Bachini, J. Brown, Donaldson, Dozier, Driscoll, Farris, Hannah, Harper, Hemstad, Iverson, Jones, McCormick, Miller, Mueller, Pavlovich, Smith, Thoft, Williams.

Total 19

Absent or not voting: Ream.

Total 1

Representatives Keenan and Waldron excused at this time.

HB 651 - That HB 651 do pass. Motion carried as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hanson, Harp, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 69

Noes: Asay, Koehnke, Pistoria.

Total 3

Excused: Addy, Bachini, J. Brown, Donaldson, Dozier, Driscoll, Farris, Hannah, Harper, Hemstad, Iverson, Jones, Keenan, McCormick, Miller, Mueller, Pavlovich, Seifert, Smith, Thoft, Waldron, Williams.

Total 22

Absent or not voting: Connelly, Curtiss, Hansen, Jacobsen, Saunders, Stobie.

Total 6

Representatives Keenan and Waldron present at this time.

HB 654 - That HB 654 do pass. Motion carried as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, Compton, Daily, Darko, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Stobie, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 62

Noes: Asay, Bliss, Connelly, Ellison, Hanson, Harp, Jacobsen, Koehnke, Marks, Nordtvedt, Ream, Ryan, Swift, Switzer.

Total 14

Excused: Addy, Bachini, J. Brown, Donaldson, Dozier, Driscoll, Farris, Hannah, Harper, Hemstad, Iverson, Jones, McCormick, Miller, Mueller, Pavlovich, Seifert, Smith, Thoft, Williams.

Total 20

Absent or not voting: Curtiss, Hand, Manuel, Schultz.

Total 4

Representative O'Connell excused at this time.

Representative Seifert in the Chair.

Representative Hemstad and the Committee on Labor and Employment Relations present at this time.

HB 658 - That HB 658 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, Lybeck, Marks, Metcalf, Miller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 59

Noes: Abrams, Bachini, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Harper, Harrington, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, McBride, McCormick, Manuel, Menahan, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Williams.

Total 35

Paired: Donaldson, Hannah, Ayes; Daily, Harrington, Noes.

Excused: Iverson, Mueller, O'Connell.

Total 3

Absent or not voting: Ernst, Hansen, Hart.

Total 3

Committee on Education and Cultural Resources excused at this time.

HB 673 - Representative Ramirez moved that consideration on HB 673 be passed for the day. Motion carried.

HB 675 - That HB 675 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Ellison.

Total 1

Excused: Daily, Donaldson, Eudaily, Hammond, Hannah, Iverson, Kadas, Keenan, Kennerly, Lory, McBride, Mueller, Nilson, Nisbet, O'Connell, Peck, Schye, Yardley.

Total 18

Absent or not voting: Brand, Fagg, Nordtvedt.

Total 3

Representatives Harp and Harrington excused at this time.

Representative McBride present at this time.

HB 689 - That HB 689, second reading copy, be amended as follows:

1. Page 3, line 25.

Following: "may not"

Insert: "purposely and knowingly"

2. Page 9, line 8.

Following: "which"

Strike: "may impinge"

Insert: "impinges"

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: None.

Total 0

Excused: Daily, Donaldson, Eudaily, Hannah, Harp, Harrington, Iverson, Kadas, Keenan, Kennerly, Lory, Mueller, Nilson, Nisbet, O'Connell, Peck, Sands, Schye, Yardley.

Total 19

Absent or not voting: Abrams, Lybeck, Nordtvedt, Phillips.

Total 4

Representative Harrington and the Committee on Education and Cultural Resources present at this time.

That HB 689, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 85

Noes: Brand, Daily, Jacobsen, Lybeck, Menahan, Pavlovich, Pistoria, Quilici.

Total 8

Excused: Hammond, Harp, Iverson, Mueller, O'Connell, Schye.

Total 6

Absent or not voting: Zabrocki.

Total 1

Representative Schye present at this time.

HB 690 - That HB 690 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hand.

Total 1

Excused: Harp, Iverson, Mueller, O'Connell.

Total 4

Absent or not voting: Ernst, Sales.

Total 2

HB 691 - Representative Brand moved that HB 691 be placed below HB 731. Motion carried.

Representative R. Jensen excused at this time.

HB 705 - That HB 705 do pass. Motion carried as follows:

Ayes: Addy, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Swift, Veleber, Vinger, Waldron, Wallin, Williams, Winslow.

Total 59

Noes: Asay, Bachini, Bardanouve, Compton, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Jones, Keyser, Kitselman, Manuel, Menahan, Neuman, Nordtvedt, Peck, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Yardley, Zabrocki.

Total 32

Excused: Harp, Iverson, R. Jensen, Mueller, O'Connell.

Total 5

Absent or not voting: Abrams, Dozier, Fagg, Quilici.

Total 4

Representative O'Connell present at this time.

HB 724 - Representative Kemmis moved that consideration on HB 724 be passed for the day. Motion carried.

Representative Eudaily excused at this time.

HB 728 - That HB 728 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 78

Noes: Curtiss, Devlin, Harper, Jones, Kennerly, Keyser, Koehnke, Roush, Schultz, Smith, Stobie, Zabrocki.

Total 12

Excused: Eudaily, Harp, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: Fagg, Marks, Menahan, Metcalf, Winslow.

Total 5

HB 731 - That HB 731 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Eudaily, Harp, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: Bardanouve, Bengtson.

Total 2

Representative Eudaily present at this time.

Representative Ellerd excused at this time.

HB 691 - That HB 691, second reading copy, be amended as follows:

1. Page 3, line 16.

Strike: "or amateur boxing"

2. Page 4, line 10.

Strike: "or amateur boxer"

3. Page 5, lines 19 through 23.

Following: "fees."

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

4. Page 6, line 12.

Strike: "amateur,"

Following: "professional"

Strike: "2"

5. Page 6, line 14.

Following: "of"

Strike: line 14 through "or" on line 15

6. Page 6, line 15.

Following: "\$5,000"

Strike: line 15 through "boxing" on line 16

7. Page 8, line 8.

Strike: "amateur,"

Following: "professional"

Strike: "2"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory,

Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: Bengtson.
Total 1

Excused: Ellerd, Harp, Iverson, R. Jensen, Mueller.
Total 5

Absent or not voting: Koehnke, Quilici, Spaeth.
Total 3

Representative Ellerd present at this time.

That HB 691, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Manuel, Ryan, Sales, Stobie, Waldron.
Total 5

Excused: Harp, Iverson, R. Jensen, Mueller.
Total 4

Absent or not voting: Devlin, Hansen.
Total 2

Representatives Donaldson, Driscoll, Eudaily, and Hannah excused at this time.

HB 741 - That HB 741 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Sales.
Total 1

Excused: Donaldson, Driscoll, Eudaily, Hannah, Harp, Iverson, R. Jensen, Mueller.

Total 8

Absent or not voting: Devlin, Howe, Quilici.

Total 3

Representatives Donaldson, Driscoll, Eudaily, and Hannah present at this time.

Representatives Daily and Ellerd excused at this time.

HB 752 - That HB 752 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Yardley, Zabrocki.

Total 47

Noes: Abrams, Asay, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, O'Connell, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Williams, Winslow.

Total 45

Excused: Daily, Ellerd, Harp, Iverson, R. Jensen, Mueller.

Total 6

Absent or not voting: Nordtvedt, Vinger.

Total 2

Representative Ellerd present at this time.

HB 764 - That HB 764 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Seifert.

Total 1

Excused: Daily, Harp, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: Bardanouve, Fagg.

Total 2

HB 776 - That HB 776 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 89

Noes: McBride, Waldron.
Total 2

Excused: Daily, Harp, Iverson, R. Jensen, Mueller.
Total 5

Absent or not voting: Bergene, Fagg, Marks, Winslow.
Total 4

Representative Hannah excused at this time.

HB 786 - That HB 786 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.
Total 84

Noes: Bliss, Sales.
Total 2

Excused: Daily, Hannah, Harp, Iverson, R. Jensen, Mueller.
Total 6

Absent or not voting: Bardanouve, Brand, Ernst, Hansen, Keyser, Marks, Quilici, Zabrocki.
Total 8

Representative O'Connell excused at this time.

HJR 8 - Representative Vincent moved that HJR 8 do pass. Representative Nordtvedt made a substitute motion that HJR 8 do not pass. Representative Nordtvedt moved that HJR 8, second reading copy, be amended as follows:

1. Title, line 13.

Following: "WEAPONRY"

Insert: "AT LEVELS WHICH ARE EQUAL BETWEEN THE MAJOR POWERS AND ARE SUBSTANTIALLY REDUCED

FROM PRESENT LEVELS AND WHICH MEET THE SECURITY NEEDS OF THE NATIONS INVOLVED"

2. Page 1, line 19.

Insert: "WHEREAS, the President of the United States, under Section 2 of Article II of the U.S. Constitution is Commander-in-Chief of the United States Armed Forces and is responsible for maintaining the security of the people of the United States, as well as promoting the peace; and"

3. Page 2, line 23.

Following: "weapons"

Insert: "at levels which are equal between the major powers and are substantially reduced from present levels and which meet the security needs of the nations involved"

4. Page 3, line 3.

Following: "nuclear"

Insert: "and conventional force"

5. Page 3, line 3.

Following: "nations"

Insert: "to levels and by procedures consistent with the security needs of all nations involved"

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Lory, Marks, Metcalf, Miller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Winslow.

Total 51

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 44

Excused: Harp, Iverson, R. Jensen, Mueller, O'Connell.

Total 5

Absent or not voting: None.

Total 0

Representative Nordtvedt withdrew his motion that HJR 8 do not pass.

Representative Vincent moved that HJR 8, as amended, do not pass.

Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Quilici, Ream, Saunders, Schye, Shontz, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 49

Noes: Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vinger, Winslow.

Total 45

Excused: Harp, Iverson, R. Jensen, Mueller, O'Connell.

Total 5

Absent or not voting: Bertelsen.

Total 1

Representatives Daily, Harrington, and Waldron excused at this time.

HJR 13 - That HJR 13, second reading copy, be amended as follows:

1. Page 2, line 6.

Strike: "AND THE WARSAW PACT"

2. Page 3, line 14.

Following: "their"

Insert: "quantity and"

Amendment passed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Hemstad, Holliday, Howe, Jacobsen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, McBride, Marks, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, Darko, Dozier, Driscoll, Farris, Hammond, Harper, Hart, J. Jensen, Kennerly, Koehnke, Lybeck, McCormick, Manuel, Metcalf, Neuman, Pavlovich, Peck, Ream, Saunders, Schye, Veleber.

Total 27

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Waldron.

Total 7

Absent or not voting: Quilici, Ryan, Sales.

Total 3

Representatives Daily and Waldron present at this time.

That HJR 13, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Hemstad, Holliday, Howe, Jacobsen, Jones, Kadas, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Addy, Bardanouve, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Hammond, Harper, Hart, J. Jensen, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Pistoria, Ream, Schye, Spaeth, Veleber, Waldron.
Total 29

Excused: Harp, Harrington, Iverson, R. Jensen, Mueller, O'Connell.
Total 6

Absent or not voting: Farris, Ryan.
Total 2

Representatives Daily and Yardley excused at this time.

Representative O'Connell present at this time.

HJR 10 - That HJR 10 do pass. Motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Vincent, Vinger, Waldron, Williams.
Total 45

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Hemstad, Jones, Keyser, Kitselman, McCormick, Marks, Manuel, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow, Zabrocki.
Total 46

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Yardley.
Total 7

Absent or not voting: Metcalf, Veleber.
Total 2

That HJR 10 do not pass. Motion carried as follows:

Ayes: Asay, Bergene, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Hemstad, Kitselman, Marks, Manuel, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 46

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Nilson, Peck, Quilici, Ream, Schye, Shontz, Smith, Vincent, Waldron, Williams, Zabrocki.
Total 44

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Yardley.
Total 7

Absent or not voting: Keyser, Metcalf, Veleber.
Total 3

Representatives Bachini, Peck, and Schye excused at this time.

HJR 25 - That HJR 25 do pass. Motion failed as follows:

Ayes: Bergene, Bliss, D. Brown, Farris, Hart, Hemstad, McBride, McCormick, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Seifert, Solberg, Wallin.

Total 18

Noes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Neuman, Nordtvedt, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 72

Excused: Bachini, Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Peck, Schye.

Total 9

Absent or not voting: Keyser.

Total 1

Representatives Bachini, Peck, and Schye present at this time.

Representative Thoft excused at this time.

That HJR 25 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Neuman, Nordtvedt, Peck, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Bergene, Bliss, D. Brown, Hart, Hemstad, Keyser, McBride, McCormick, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Solberg, Wallin.

Total 18

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Thoft.

Total 7

Absent or not voting: Hansen, Underdal.

Total 2

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved that the committee of the whole report be deemed read. Motion carried. Chairman Seifert moved the adoption of the committee report. Report adopted. (59-30)

MOTIONS

Representative Vincent moved that the House recess at 8:10 p.m. Motion carried.

House reconvened at 8:20 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/19/83
 Correctly printed: HB 228, HB 580, HB 635, HB 701, HB 809, HB 836, HB 879, HB 885.
 Considered correctly engrossed: HB 284, HB 312, HB 321, HB 359, HB 387, HB 416, HB 438, HB 472, HB 508, HB 570, HB 641, HB 743.
 Correctly engrossed: HB 174, HB 335, HB 807.
 Signed by the Speaker at 3:27 p.m., 2/19/83: HB 27, HB 113, HB 127, HB 133, HB 134, HB 154, HB 155, HB 165, HB 235, HB 243, HB 251, HB 253, HB 258, HB 350, HB 369.

JUDICIARY (D. Brown, Chairman): 2/19/83
HB 811, introduced bill, be amended as follows:

1. Title, line 5.
 Following: "AN"
 Insert: "ANNUAL"
2. Title, line 6.
 Strike: "BY" through "YEAR" on line 7
3. Page 3, line 10.
 Strike: "by March 31 of each year"
 Insert: "annually"
4. Page 3, line 11.
 Strike: "calendar"
5. Page 5, line 3.
 Strike: "by March 31 of each year"
 Insert: "annually"
6. Page 5, line 4.
 Strike: "calendar"

And, as amended, do pass. Report adopted.

HB 812, introduced bill, be amended as follows:

1. Title, line 12.
 Following: "82-10-503,"
 Insert: "85-2-232, 85-2-307,"
2. Page 1, line 19.
 Following: "who"
 Insert: ":(a)"
3. Page 1, line 23.
 Following: "purchaser"
 Insert: "and (b) has recorded the contract or an abstract of the contract in accordance with Title 70, chapter 21"
4. Page 41.
 Following: line 21
 Insert: "Section 28. Section 85-2-232, MCA, is amended to read:

"85-2-232. Availability of preliminary decree. (1) The water judge shall send a copy of the preliminary decree to the department, and the water judge shall serve by mail a notice of availability of the preliminary decree to each person who has filed a claim of existing

right and to the purchaser under contract for deed, as defined in [section 1], of property in connection with which a claim of existing right has been filed, or, in the Powder River Basin, to each person who has filed a declaration of an existing right. The water judge shall enclose with the notice an abstract of the disposition of such person's claimed or declared existing right. The notice of availability shall also be served upon those issued or having applied for and not having been denied a beneficial water use permit pursuant to Title 85, chapter 2, part 3, those granted a reservation pursuant to 85-2-316, or other interested persons who request service of the notice from the water judge. The clerk or person designated by the water judge to mail the notice shall make a general certificate of mailing certifying that a copy of the notice has been placed in the United States mail, postage prepaid, addressed to each party required to be served notice of the preliminary decree. Such certificate shall be conclusive evidence of due and legal notice of entry of decree.

(2) Any person may obtain a copy of the preliminary decree upon payment of a fee of \$20 or the cost of printing, whichever is greater, to the water judge."

Section 29. Section 85-2-307, MCA, is amended to read:

"85-2-307. Notice of application. (1) (a) Upon receipt of a proper application for a permit, the department shall prepare a notice containing the facts pertinent to the application and shall publish the notice in a newspaper of general circulation in the area of the source once a week for 3 consecutive weeks.

(b) Before the last date of publication, the department shall also serve the notice by first-class mail upon:

(i) an appropriator of water or applicant for or holder of a permit who, according to the records of the department, may be affected by the proposed appropriation: ~~A notice shall also be served upon;~~

(ii) any purchaser under contract for deed, as defined in [section 1], of property that, according to the records of the department, may be affected by the proposed appropriation; and

(iii) any public agency that has reserved waters in the source under 85-2-316.

(c) The department may, in its discretion, also serve notice upon any state agency or other person the department feels may be interested in or affected by the proposed appropriation.

(d) The department shall file in its records proof of service by affidavit of the publisher in the case of notice by publication and by its own affidavit in the case of service by mail.

(2) The notice shall state that by a date set by the department (not less than 30 days or more than 60 days after the last date of publication) persons may file with the department written objections to the application.

(3) The requirements of subsections (1) and (2) of this section do not apply if the department finds, on the basis of information reasonably available to it, that the appropriation as proposed in the application will not adversely affect the rights of other persons."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HJR 23, introduced bill, be amended as follows:

1. Page 2, line 1.

Strike: "are" through "institution" on line 2

Insert: "help inmates make the transition from correctional programs to the community at the time of their release"

2. Page 2, line 23.

Following: "and"

Strike: "that" through "institution" on line 25

Insert: "to consider zoning classifications that will permit greater latitude in finding locations for prerelease centers"

And, as amended, do pass. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

2/19/83

HB 749, introduced bill, be amended as follows:

1. Page 5, line 17.

Strike: "must"

Insert: "may"

2. Page 5, line 20.

Strike: "must"

Insert: "may"

3. Page 5, line 22.

Following: "employees."

Insert: "However, on request of a current employee his position may be considered for job sharing."

4. Page 5, line 17.

Strike: "(1)"

5. Page 5, line 25 through line 2, page 6.

Strike: subsection (2) in its entirety

And, as amended, do pass. Report adopted.

HB 754, introduced bill, be amended as follows:

1. Page 2, line 9.

Following: "employee"

Insert: "who has given two weeks notice"

2. Page 2, line 14.

Following: "absence."

Insert: "at the option of the employee, accumulated sick leave may be used under this subsection."

And, as amended, do pass. Report adopted.

HB 777, introduced bill, be amended as follows:

1. Page 1, line 20.

Strike: "necessary"

2. Page 1, line 21.

Following: "equipment"

Insert: "necessary to satisfy federal or state safety standards particular to that occupation"

3. Page 1, line 25.

Following: "(1)"

Insert: "and may make reasonable requirements for use and to prevent loss or destruction of the equipment"

And, as amended, do pass. Report adopted.

HB 795, do pass. Report adopted.

HB 826, introduced bill, be amended as follows:

1. Page 1, line 12.

Strike: "shall"

Insert: "may"

2. Page 1, line 16.

Following: "compensation"

Insert: "; if the members of the department are represented by a collective bargaining unit, the work period must be established in the collective bargaining agreement"

3. Page 1, line 20.

Following: "given"

Insert: "a minimum of"

And, as amended, do pass. Report adopted.

HB 850, introduced bill, be amended as follows:

1. Page 4.

Following: line 20

Insert: "(11) 'Store' means to deposit in one location in the state for over 72 hours."

Renumber: subsequent subsections

2. Page 6, line 5.

Strike: "or"

3. Page 6, line 8.

Following: "seq."

Insert: "; or (4) teaching, research, or testing laboratories and associated storerooms operated by bona fide educational institutions."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 850

A statement of intent is required for this bill because it extends the duties and rulemaking authority of the Board of Health and Environmental Sciences as defined in Title 50, chapter 70, for the purpose of implementing the provisions of this bill.

Sections 4 through 10 require employers to provide specific information and data on hazardous substances in the workplace to employees, fire officials, the Department of Health and Environmental Sciences, and in certain instances to affected citizens. It is necessary that rules and guidelines for implementing and enforcing these provisions be established.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman): 2/19/83

HJR 28, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

2/18/83

HJR 20, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "DIRECTING"

Insert: "REQUESTING"

2. Title, line 7.

Strike: "SUBDIVISION AND PLATTING ACT"

Insert: "SANITATION IN SUBDIVISIONS LAW"

3. Title, line 8.

Strike: "REQUIRING"

Insert: "REQUESTING"

4. Title, line 10.

Strike: "REQUIRING"

Insert: "REQUESTING"

5. Title, line 11.

Strike: "REQUIRING"

Insert: "REQUESTING"

6. Title, line 12.

Strike: "1983"

Insert: "1984"

7. Page 1, line 24.

Strike: "Subdivision and Platting Act"

Insert: "Sanitation in Subdivisions Law"

8. Page 2, line 13.

Strike: "Subdivision and Platting Act"

Insert: "Sanitation in Subdivisions Law"

9. Page 2, line 18.

Strike: "directed"

Insert: "requested"

10. Page 2, line 20.

Strike: "Subdivision and Platting Act"

Insert: "Sanitation in Subdivisions Law"

11. Page 3, line 1.

Following: "rules"

Insert: "should"

12. Page 3, line 4.

Strike: "must"

Insert: "should"

13. Page 3, line 7.

Strike: "must"

Insert: "should"

14. Page 3, line 11.

Following: "rules"

Strike: "must"

Insert: "should"

Following: "and"

Strike: "must"

Insert: "should"

15. Page 3, line 12.

Strike: "1983"

Insert: "1984"

And, as amended, do pass. Report adopted.

HB 762, introduced bill, be amended as follows:

1. Title, line 9.

Following: "76-3-609,"

Strike: "76-4-125,"

2. Page 18, line 18.

Insert: "Section 12. Section 76-4-125, MCA, is amended to read:

"76-4-125. Review of subdivisions excluded from all or some of the provisions of the subdivision and platting act. (1) When a subdivision as defined in this part is excluded from the provisions of 76-3-302 and 76-3-401 through 76-3-403, but not 76-3-201, and the subdivision is otherwise subject to the provisions of this part, plans and specifications of the subdivision as defined in this part shall be submitted to the department and the department shall indicate by certificate that it has approved the plans and specifications and that the subdivision is not subject to a sanitary restriction. The plan review by the department shall be as follows:

(a) At any time after the developer has submitted an application under the Montana Subdivision and Platting Act, the developer shall present to the department a preliminary plan of the proposed development, whatever information the developer feels necessary for its subsequent review, and information required by the department.

(b) The department must give final action of the proposed plan within 60 days unless an environmental impact statement is required, at which time this deadline may be increased to 120 days.

(2) A subdivision excluded from the provisions of chapter 3 shall be submitted for review by the department according to the provisions of this part, except that the following divisions are not subject to review by the department:

(a) the exclusions cited in 76-3-201 and 76-3-204;

(b) divisions made for the purpose of acquiring additional land to become part of an approved parcel, provided that no dwelling or structure requiring water or sewage disposal is to be erected on the additional acquired parcel; and

(c) divisions made for purposes other than the construction of water supply or sewage and solid waste disposal facilities as the department specifies by rule.

(3) Any division of land otherwise subject to this part which is ordered by a court of record in this state or which is created by operation of law shall be subject to the requirements of this part."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/19/83

SB 33, be concurred in. Report adopted.

SB 100, be concurred in. Report adopted.

SB 205, be concurred in. Report adopted.

SB 216, be concurred in. Report adopted.

Representatives Driscoll, Hemstad, Kennerly, and Pavlovich excused at this time.

Representative Thoft present at this time.

Adverse Committee Report

HB 326 - Representative Bardanouve moved that the adverse committee report on HB 326 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 68

Noes: Bergene, Bertelsen, J. Brown, Connelly, Dozier, Eudaily, Fabrega, Fagg, J. Jensen, Keenan, Lory, Miller, Phillips, Shontz, Spaeth, Vincent.
Total 16

Excused: Daily, Driscoll, Harp, Harrington, Hemstad, Iverson, R. Jensen, Kennerly, Mueller, Pavlovich.
Total 10

Absent or not voting: Brand, D. Brown, Manuel, Menahan, Smith, Williams.
Total 6

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Waldron excused at this time.

Representatives Hemstad, Kennerly, and Pavlovich present at this time.

HB 136 - That HB 136 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Daily, Driscoll, Harp, Harrington, Iverson, R. Jensen, Mueller, Waldron.

Total 8

Absent or not voting: Brand.

Total 1

Representatives Hemstad and Kennerly excused at this time.

Representative Driscoll present at this time.

HB 185 - That HB 185 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Kennerly, Mueller.

Total 8

Absent or not voting: Asay, Brand, Curtiss.

Total 3

HB 401 - Representative Fagg moved that consideration on HB 401 be passed for the day. Motion carried.

Representatives Donaldson, Dozier, and Kadas excused at this time.

Representatives Hemstad and Kennerly present at this time.

HB 449 - That HB 449 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Daily, Donaldson, Dozier, Harp, Harrington, Iverson, R. Jensen, Kadas, Mueller.

Total 9

Absent or not voting: Marks.

Total 1

Representative Thoft excused at this time.

Representatives Donaldson, Dozier, and Kadas present at this time.

HB 699 - That HB 699 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 88

Noes: Kennerly, Roush, Veleber, Zabrocki.

Total 4

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Thoft.

Total 7

Absent or not voting: Marks.

Total 1

HB 742 - That HB 742 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: J. Jensen.

Total 1

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Thoft.

Total 7

Absent or not voting: Devlin, Marks.

Total 2

Representative Thoft present at this time.

Representative Yardley excused at this time.

HB 763 - That HB 763 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, Yardley.

Total 7

Absent or not voting: Williams.

Total 1

Representatives O'Connell and Waldron excused at this time.

Representative Yardley present at this time.

HB 773 - That HB 773 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Wallin, Williams, Winslow, Yardley.

Total 65

Noes: Asay, Bengtson, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hansen, Hart, Jones, Keyser, Pavlovich, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Zabrocki.

Total 27

Excused: Daily, Harp, Harrington, Iverson, R. Jensen, Mueller, O'Connell, Waldron.

Total 8

Absent or not voting: None.

Total 0

Representatives Harper and Hemstad excused at this time.

Representative O'Connell present at this time.

HB 792 - That HB 792, second reading copy, be amended as follows:

1. Page 2, line 12.

Strike: "adequate room"

Insert: "a bed"

2. Page 2, line 14.

Strike: "examination"

Insert: "detention"

3. Page 2.

Following: line 18

Insert: "(4) However, before any person is transferred to the state hospital under this section, the state hospital must be notified prior to transfer and must state that a bed is available for the person."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Daily, Harp, Harper, Harrington, Hemstad, Iverson, R. Jensen, Mueller, Waldron.

Total 9

Absent or not voting: Connelly.

Total 1

Representatives Harper and Waldron present at this time.

Representative Donaldson excused at this time.

That HB 792, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Daily, Donaldson, Harp, Harrington, Hemstad, Iverson, R. Jensen, Mueller.

Total 8

Absent or not voting: Brand, Keyser, Marks.

Total 3

Representatives McCormick and Menahan excused at this time.

HB 814 - That HB 814 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hanson, Jones, Ryan, Smith, Waldron.

Total 5

Excused: Daily, Donaldson, Harp, Harrington, Hemstad, Iverson, R. Jensen, McCormick, Menahan, Mueller.

Total 10

Absent or not voting: Marks.

Total 1

Representatives Donaldson, McCormick, and Menahan present at this time.

HB 817 - That HB 817, second reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Bachini, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Schye, Seifert, Spaeth, Veleber, Zabrocki.

Total 38

Noes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Holliday, Howe, Jacobsen, Jones, Kemmis, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Neuman, Nordtvedt, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 57

Paired: Daily, Harrington, Ayes; Fagg, Hannah, Noes.

Excused: Harp, Hemstad, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: None.

Total 0

Representatives Eudaily, Kadas, McCormick, and Yardley excused at this time.

That HB 817, second reading copy, be amended as follows:

1. Statement of intent, page 2, line 2.

Following: "limited to"

Insert: "up to"

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harper, Holliday, Howe, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 68

Noes: Addy, Bachini, Brand, Darko, Driscoll, Farris, Hansen, Hart, J. Jensen, Kemmis, Metcalf, Miller, Nilson, O'Connell, Veleber, Zabrocki.

Total 16

Excused: Daily, Eudaily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Kadas, McCormick, Mueller, Yardley.

Total 11

Absent or not voting: Devlin, Jacobsen, Nordtvedt, Roush, Underdal.

Total 5

Representatives Eudaily, Kadas, McCormick, and Yardley present at this time.

That HB 817, as amended, do pass. Motion failed as follows:

Ayes: Abrams, Bardanouve, Bertelsen, Bliss, D. Brown, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Fagg, Hannah, Jones, Kitselman, Koehnke, Lory, Marks, Nordtvedt, Peck, Phillips, Ramirez, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Vinger, Wallin, Winslow.

Total 32

Noes: Addy, Asay, Bachini, Bengtson, Bergene, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Schye, Shontz, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 62

Paired: Fagg, Hannah, Ayes; Daily, Harrington, Noes.

Excused: Harp, Hemstad, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: Compton.

Total 1

That HB 817, as amended, do not pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Brand, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart,

Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schye, Shontz, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 63

Noes: Abrams, Bardanouve, Bertelsen, Bliss, D. Brown, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Fagg, Hannah, Jones, Kitselman, Koehnke, Lory, Marks, Nordtvedt, Peck, Phillips, Ramirez, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Vinger, Wallin, Winslow.

Total 31

Paired: Daily, Harrington, Ayes; Fagg, Hannah, Noes.

Excused: Harp, Hemstad, Iverson, R. Jensen, Mueller.

Total 5

Absent or not voting: Manuel.

Total 1

Representative Waldron excused at this time.

HB 822 - That HB 822 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Mueller, Waldron.

Total 8

Absent or not voting: Hansen.

Total 1

Representative Waldron present at this time.

HB 846 - That HB 846 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift,

Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Ellerd, Hansen, Kadas, Seifert, Stobie, Underdal, Yardley.

Total 7

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Mueller.

Total 7

Absent or not voting: Bardanouve, Phillips.

Total 2

Representatives Kadas and O'Connell excused at this time.

HB 847 - That HB 847 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Brand, Connelly, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Kemmis, Shontz, Spaeth, Stobie, Switzer.

Total 14

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Kadas, Mueller, O'Connell.

Total 9

Absent or not voting: Bardanouve.

Total 1

HB 851 - Representative Jacobsen moved that consideration on HB 851 be passed for the day. Motion carried.

Representatives Kadas and O'Connell present at this time.

HJR 5 - That HJR 5 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 72

Noes: D. Brown, Devlin, Hammond, Jones, Kemmis, Koehnke, Lory, Nordtvedt, O'Connell, Pavlovich, Ream, Roush, Ryan, Sales, Schultz, Seifert, Stobie, Switzer, Vinger, Waldron, Williams.

Total 21

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Mueller.

Total 7

Absent or not voting: None.

Total 0

Representative Sands excused at this time.

HJR 27 - That HJR 27 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Sales.

Total 1

Excused: Daily, Harp, Harrington, Hemstad, Iverson, R. Jensen, Mueller, Sands.

Total 8

Absent or not voting: Bliss.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved that the committee of the whole report be deemed read. Motion carried. Chairman Seifert moved the adoption of the committee report. Representative Fabrega made a substitute motion that HJR 5 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (82-6)

REPORTS OF STANDING COMMITTEES

JUDICIARY (D. Brown, Chairman):

2/19/83

HB 808, introduced bill, be amended as follows:

1. Title, line 6.

Following: "INCREASING"

Insert: ", IN CERTAIN INSTANCES,"

2. Title, line 7.

Following: "SUSPENSION;"

Strike: "REQUIRING" through "INSTANCES" on line 8

Insert: "EXPANDING THE GEOGRAPHICAL APPLICATION OF THE LAWS PROHIBITING DRIVING UNDER THE INFLUENCE OF ALCOHOL"

3. Title.

Following: line 10

Strike: "61-8-402 AND 61-8-403"

Insert: "61-8-101 AND 61-8-401 THROUGH 61-8-404"

4. Page 1.

Following: the enacting clause

Insert: "Section 1. Section 61-8-101, MCA, is amended to read:

"61-8-101. Application — exceptions. (1) As used in this chapter, "ways of the state open to the public" means any highway, road, alley, lane, parking area, or other public or private place adapted and fitted for public travel that is in common use by the public with the express or implied consent of the owner.

~~(1)~~(2) The provisions of this chapter relating to the operation of vehicles refer exclusively to the operation of vehicles upon highways except:

(a) where a different place is specifically referred to in a given section;

(b) the provisions of 61-8-301 and 61-8-401, with regard to operating a vehicle while under the influence of drugs, shall apply upon highways and elsewhere throughout the ways of the state open to the public.

~~(2)~~(3) The operation of motor vehicles directly across the public roads and highways of this state, especially as required in the transportation of natural resource products, including agricultural products and livestock, shall not be considered to be the operation of such vehicles on the public roads and highways of this state provided that such crossings are adequately marked with warning signs or devices. Such crossings are subject to provisions relating to stopping before entry and to restoration of any damage as may reasonably be prescribed by the state or local agency in control of safety of operation of the public highway involved."

Section 2. Section 61-8-401, MCA, is amended to read:

"61-8-401. Persons under the influence of alcohol or drugs. (1) It is unlawful and punishable as provided in 61-8-714~~(1)~~ for any person who is under the influence of:

(a) alcohol to drive or be in actual physical control of a motor vehicle upon the highways ways of this the state open to the public;

(b) a narcotic drug to drive or be in actual physical control of a motor vehicle within this state; or

(c) any other drug to a degree which renders him incapable of safely driving a motor vehicle to drive or be in actual physical control of a motor vehicle within this state.

(2) The fact that any person charged with a violation of subsection (1) is or has been entitled to use such a drug under the laws of this state does not constitute a defense against any charge of violating subsection (1).

(3) In any criminal prosecution for a violation of subsection (1) of this section relating to driving a vehicle while under the influence of alcohol, the amount of alcohol in the defendant's blood at the time alleged, as shown by chemical analysis of the defendant's blood, urine, breath, or other bodily substance, shall give rise to the following presumptions:

(a) If there was at that time 0.05% or less by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was not under the influence of alcohol.

(b) If there was at that time in excess of 0.05% but less than 0.10% by weight of alcohol in the defendant's blood, that fact shall not give rise to any presumption that the defendant was or was not under the influence of alcohol but such fact may be considered with other competent evidence in determining the guilt or innocence of the defendant.

(c) If there was at that time 0.10% or more by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was under the influence of alcohol.

(4) Percent by weight of alcohol in the blood shall be based upon grams of alcohol per 100 cubic centimeters of blood.

(5) Each municipality in this state is given authority to enact 61-8-714 and subsections (1) through (4) of this section with the word "state" in subsection (1) of this section changed to read "municipality", as an ordinance and is given jurisdiction of the enforcement of the ordinance and of the imposition of the fines and penalties therein provided."

Renumber: subsequent sections

5. Page 1, line 16.

Following: "the"

Strike: "public highways of this"

Insert: "ways of the"

6. Page 1, line 17.

Following: "state"

Insert: "open to the public"

7. Page 2, line 1.

Following: "the"

Strike: "public highways of this"

Insert: "ways of the"

8. Page 2, line 2.

Following: "state"

Insert: "open to the public"

9. Page 2, line 23.

Following: "of"

Strike: "6" through "(7)" on page 3, line 1

Insert: "60 days or 1 year as provided in subsection (7)"

10. Page 3, line 22.

Following: "the"

Strike: "public highways of this"

Insert: "ways of the"

11. Page 3, line 23.

Following: "state"

Insert: "open to the public"

12. Page 4, line 5.

Following: "license"

Strike: "seized" through "review" on line 20

Insert: "suspension under this section must be for the following time periods:

(a) If the person's driving record shows no prior refusals to submit to a chemical test pursuant to this section, his license must be suspended for 60 days.

(b) If the person's driving record shows a prior refusal to submit to a chemical test pursuant to this section, his license must be suspended for 1 year"

13. Page 5.

Following: line 25

Insert: "Section 5. Section 61-8-404, MCA, is amended to read:

"61-8-404. Evidence admissible. (1) Upon the trial of any criminal action or proceeding arising out of acts alleged to have been committed by any person while driving or in actual physical control of a motor vehicle while under the influence of alcohol, evidence of the amount of alcohol in the person's blood at the time of the act alleged as shown by a chemical analysis of his blood, breath, or urine is admissible.

(2) If the person under arrest refused to submit to the test as hereinabove provided, proof of refusal shall be admissible in any criminal action or proceeding arising out of acts alleged to have been committed while the person was driving or in actual physical control of a motor vehicle upon the public highways ways of the state open to the public while under the influence of alcohol.

(3) The provisions of this part do not limit the introduction of any other competent evidence bearing on the question of whether the person was under the influence of alcohol.""

And, as amended, do pass. Report adopted.

Representative Vincent moved that the House adjourn until 2:00 p.m., February 21, 1983.

Motion carried.

House adjourned at 10:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-THIRD LEGISLATIVE DAY

Helena, Montana
February 21, 1983

House Chambers
State Capitol

House convened at 2:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Farris, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fortieth legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

Your kind expression of sympathy is deeply appreciated and gratefully acknowledged by the family of Mrs. Tyanich.

Zorka DaSilva
Pat Tyanich

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/19/83
Correctly printed: HB 715, HB 770, HB 788, HB 820, HB 832, HB 888, HJR 26.
Considered correctly engrossed: HB 93, HB 131, HB 247, HB 634, HB 672, HB 677, HB 746, HB 781.
Correctly engrossed: HB 118, HB 386, HB 656, HB 702.
Correctly printed: HB 309, HB 636, HB 762, HB 774, HB 777, HB 826, HB 850, HB 853. 2/21/83
Considered correctly engrossed: HB 250, HB 356, HB 360, HB 373, HB 565, HB 591, HB 593, HB 596, HB 602, HB 617, HB 637, HB 638, HB 639, HB 643, HB 645, HB 651, HB 654, HB 658, HB 662, HB 670, HB 675, HB 690, HB 698, HB 705, HB 710, HB 716, HB 728, HB 731, HB 741, HB 752, HB 764, HB 786, HB 794, HJR 21, HJR 22. 2/21/83
Correctly engrossed: HB 42, HB 424, HB 445, HB 479, HB 513, HB 655, HB 714. 2/21/83

APPROPRIATIONS (Bardanouve, Chairman): 2/20/83
HB 548, introduced bill, be amended as follows:

1. Page 2, line 4.
Following: "revenue"
Strike: "or"
Insert: "fund,"
Following: "proprietary funds"
Insert: ", or unrestricted subfund"
2. Page 2, line 7.
Following: "other"
Strike: "equally"
3. Page 2, line 20 through line 4, page 3.
Strike: subsection (8) in its entirety
Renumber: subsequent subsections
4. Page 3, lines 7 through 14.
Strike: subsection (10) in its entirety

Renumber: subsequent subsections

5. Page 4, lines 14 through 17.

Strike: subsection (e) in its entirety

Renumber: subsequent subsections

6. Page 5, line 7.

Following: "other"

Insert: "reasonable"

7. Page 5, line 25.

Following: "it"

Strike: "."

Insert: "; and"

8. Page 6, lines 1 through 3.

Strike: subsection (d) in its entirety

Reletter: subsequent subsection

9. Page 11, line 19.

Following: "expended"

Strike: ","

Insert: ". An action under this subsection (b) may be brought"

10. Page 12, line 3.

Following: "employment"

Strike: ","

Insert: ". An action under this subsection (c) may be brought"

And, as amended, do pass. Report adopted.

HB 659, introduced bill, be amended as follows:

1. Page 3, line 4.

Following: "retain"

Strike: line 4 through "retention" on line 6

Insert: "5% for administrative costs and 5% for special projects"

2. Page 4, line 16.

Strike: "or"

Insert: ","

3. Page 4, line 17.

Following: "disapprove"

Insert: ", or offer amendments to"

Following: "If"

Strike: "a plan is disapproved by a"

Insert: "the"

4. Page 18, line 18.

Following: "body"

Insert: "and the human resources development councils cannot agree as to the plan's components"

And, as amended, do pass. Report adopted.

HB 681, do pass. Report adopted.

HB 772, do pass. Report adopted.

HB 805, do pass. Report adopted.

HB 861, do pass. Report adopted.

HB 862, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "SECTIONS"

Insert: "SECTION"

Strike: "AND"

2. Title, line 8.

Strike: "75-3-404"

Strike: "REPEALING SECTION 75-3-401, MCA;"

3. Page 1, line 12 through line 7, page 4.

Strike: everything following the enacting clause

Insert: "Section 1. Section 75-3-202, MCA, is amended to read:

"75-3-202. Licensing and registration. (1) The department ~~shall~~ may provide by rule for general or specific licensing of persons to receive, possess, or transfer radioactive materials and devices or equipment utilizing such materials. The rules shall provide for amendment, suspension, or revocation of licenses pursuant to 75-3-401 and 75-3-403.

(2) Each application for a specific license shall be in writing and shall state such information as the department by rule may determine to be necessary to decide the technical, insurance, and financial qualifications or any other qualification of the applicant as the department considers reasonable and necessary to protect the occupational and public health and safety. The department may, at any time after the filing of the application and before the expiration of the license, require further written statements and may make such inspections as the department considers necessary in order to determine whether the license should be granted, denied, modified, suspended, or revoked. All applications and statements shall be signed by the applicant or licensee. The department may require an application or statement to be made under oath or affirmation.

(3) Each license shall be in such form and contain such terms and conditions as the department may by rule prescribe.

(4) No license issued pursuant to the provisions of this chapter and no right to possess or utilize sources of ionizing radiation granted by any license may be assigned or in any manner disposed of.

(5) The terms and conditions of all licenses shall be subject to amendment, revision, or modification by rules or orders issued in accordance with the provisions of this chapter.

(6) The department may require registration and inspection of persons dealing with sources of ionizing radiation which do not require a specific license and may require compliance with specific safety standards to be promulgated by the department.

(7) The department is authorized to exempt certain users from the licensing or registration requirements set forth in this section when the department makes a finding that the exemption of the users will not constitute a significant risk to the health and safety of the public.

(8) Rules promulgated pursuant to this chapter may provide for recognition of such other state or federal licenses as the department considers desirable, subject to such registration requirements as the department prescribes."

NEW SECTION. Section 2. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

2/21/83

HB 120, introduced bill, be amended as follows:

1. Title, line 8.

Following: "PERSONS;"

Insert: "TO PROVIDE FUNDING FOR INDIGENT DEFENSE;"

2. Title, line 11.

Following: "ESTABLISHING A"

Strike: "STATEWIDE 6 MILL PROPERTY TAX LEVY"

Insert: "FEE ON MOTOR VEHICLES"

3. Title, line 14.

Strike: "AND"

Following: "41-5-705,"

Insert: "46-8-114 AND 46-8-201,"

4. Title, line 16.

Strike: "AND"

Following: "40-3-114,"

Insert: "AND 46-8-202,"

5. Page 2, line 3.

Following: "any"

Insert: ", but does not include clerks of the district court or their staff"

6. Page 2, line 6.

Following: "courts"

Insert: ", including the provision of indigent defense,"

7. Page 5.

Following: line 3

Insert: "Section 6. Defense of indigent defendants. The supreme court shall establish by rule the operation of indigent defense in the state. The rules shall allow the maximum operational flexibility within local conditions. The supreme court administrator shall allocate funds for indigent defense to each judicial district, and the judges of such districts shall administer the provision of indigent defense within the counties of the judicial district subject to the rules promulgated by the supreme court and the supreme court's supervisory control."

Renumber: subsequent sections

8. Page 5, line 4.

Following: "6."

Strike: "Tax levy"

Insert: "Vehicle fee"

9. Page 5, lines 5 through 10.

Strike: remainder of section 6

10. Page 5.

Following: line 10

Insert: "(1) There is a fee imposed upon all light vehicles as defined in 61-3-531 in the state, in addition to all other taxes and fees, an amount as provided in the following schedule:

Vehicle Age	Weight	
	2,850 pounds or less	More than 2,850 pounds
Less than or equal to 4 years	\$35	\$45
More than 4 years and less than 8 years	20	25
More than 8 years	5	7.50

(2) No vehicle in the state subject to the fee required by subsection (1) may be operated in the state unless the fee has been paid.

(3) The fee imposed by this section must be collected at the same times and in the same manner as the fees established in 61-3-533.

(4) The revenues derived from the fee must be deposited in the state general fund."

11. Page 15.

Following: line 7

Insert: "Section 20. Section 46-8-114, MCA, is amended to read:

"46-8-114. Time and method of payment of costs. When a defendant is sentenced to pay the costs of court-appointed counsel, the court may order payment to be made within a specified period of time or in specified installments. Such payments shall be made to the clerk of the district court state of Montana and deposited in the general fund. ~~The clerk of the district court shall disburse the payments to the county or state agency responsible for the expenses of court-appointed counsel as provided for in 46-8-201.~~"

Section 21. Section 46-8-201, MCA, is amended to read:

"46-8-201. Remuneration of appointed counsel. (1) Whenever in a criminal proceeding an attorney represents or defends any person by order of the court on the ground that the person is financially unable to employ counsel, the attorney shall be paid for his services such sum as a district court or justice of the state supreme court certifies to be a reasonable compensation therefor under the provisions of [section 6], and shall be reimbursed for reasonable costs incurred in the criminal proceeding.

(2) The expense of implementing subsection (1) is chargeable to the county in which the proceeding arose state, except that:

(a) in proceedings solely involving the violation of a city local government ordinance or resolution or state statute prosecuted entirely in a justice's, municipal or city court, the expense is chargeable to the county, city, or town in which the proceeding arose; and

(b) when there has been an arrest by agents of the department of fish, wildlife, and parks or agents of the department of justice, the expense must be borne by the state agency causing the arrest.""

Renumber: subsequent sections

12. Page 15, line 13.

Strike: "and"

13. Page 15, line 14.

Following: "40-3-114,"

Insert: "and 46-8-202,"

And, as amended, do pass. Report adopted.

HB 282, introduced bill, be amended as follows:

1. Title, line 4.

Following: "ALLOWING"

Insert: "THE BOARD OF COUNTY COMMISSIONERS TO DESIGNATE UNDER CERTAIN CIRCUMSTANCES PUBLIC BUILDINGS WITHIN THE COUNTY WHERE THE UNIFORM FIRE CODE APPLIES; PROVIDING THAT THE STATE FIRE MARSHALL MAY DESIGNATE"

2. Title, line 5.

Following: "DISTRICT"

Insert: "THE AUTHORITY"

Strike: "ADOPT"

Following: "ADOPT"

Insert: "ENFORCE THE UNIFORM"

Following: "FIRE"

Strike: "CODES"

Insert: "CODE"

Following: "AND"

Strike: "RULES,"

3. Page 1.

Following: the enacting clause

Insert: "Section 1. Uniform fire codes for public buildings in county. The board of county commissioners, with the concurrence of the state fire marshal and the board of trustees of the appropriate fire district, may designate public buildings as set forth in 50-61-103, not within a municipality, for compliance with the Uniform Fire Code. The state fire marshal may inspect such buildings for compliance with such codes, or he may delegate all or part of such responsibility to a rural fire district as provided in 7-33-2105."

Renumber: subsequent sections

4. Page 2, line 2.

Following: "may"

Strike: "adopt and"

Insert: "the Uniform Fire Code if delegated to do so under [section 1]"

Strike: "appropriate"

5. Page 2, line 3.

Following: line 2

Strike: "fire codes or rules"

Following: "all"

Insert: "applicable"

6. Page 2, lines 4 through 7.

Following: "district."

Strike: remainder of subsection (4)

7. Page 2, line 9.

Following: "in"

Strike: "adopting"

Insert: "enforcing"

Following: "codes"

Strike: "or rules"

Insert: "to be applied pursuant to [section 1]"

8. Page 2, line 10.

Following: "may"

Insert: “, subject to the authority granted by the state fire marshal”

9. Page 2, line 16.

Following: “[section”

Strike: “2]”

Insert: “3]”

10. Page 2, line 18.

Following: “violates”

Strike: “a code”

Insert: “the Uniform Fire Code”

Strike: “or rule”

11. Page 2, line 19.

Strike: “subsection (4)”

Insert: “[section 1]”

12. Page 3, line 7.

Following: line 6

Strike: “Section 2 is”

Insert: “Sections 1 and 3 are”

13. Page 3, line 9.

Following: “apply to”

Strike: “section 2”

Insert: “sections 1 and 3”

And, as amended, do pass. Report adopted.

HB 495, second reading copy, be amended as follows:

1. Standing committee amendments, dated 2/12/83.

Strike: all amendments

And, as amended, do pass. Report adopted.

HB 632, do pass. Report adopted.

HB 720, introduced bill, be amended as follows:

1. Title, line 7.

Following: “REFUNDING BONDS;”

Insert: “TO PROVIDE FOR THE ISSUANCE OF ADVANCE
REFUNDING GENERAL OBLIGATION BONDS BY COUNTIES,
MUNICIPALITIES, AND SCHOOL DISTRICTS;”

2. Page 4.

Following: line 20

Insert: “(4) Refunding bonds issued pursuant to this section may be issued to refund outstanding bonds in advance of the date on which such bonds mature or are subject to redemption, provided the proceeds of the refunding bonds, less any accrued interest or premium received upon the sale thereof, are deposited with other funds appropriated to the payment of the outstanding bonds in escrow with a suitable banking institution in or out of the state. Funds deposited shall be invested in securities which are general obligations of the United States or the principal and interest of which is guaranteed by the United States and which mature or are callable at the option of the holder on such dates and bear interest at such rates and payable on such dates as shall be required to provide funds sufficient, with any cash retained in the escrow account, to pay when due the interest to accrue on each refunded bond to its maturity or redemption date, if called for redemption, and to pay the principal thereof at maturity or upon such redemption date, and

to pay any redemption premium. The escrow account shall be irrevocably appropriated to the payment of the principal of and interest and redemption premium, if any, on the refunded bonds. Funds to the credit of the debt service fund for the payment of the refunded bonds and not required for the payment of principal of or interest thereon due prior to issuance of the refunding bonds may be appropriated by the district to the escrow account. The school district may pay the reasonable costs and expenses of printing the refunding bonds and of establishing and maintaining the escrow account. Bonds refunded pursuant to this part are not to be considered outstanding for purposes of 20-9-406 or any other debt limitation.

There is a new MCA section that reads:

Section 7. Advance refunding bonds. The board of county commissioners may issue refunding bonds pursuant to this section to refund outstanding bonds in advance of the date on which such bonds mature or are subject to redemption, provided the proceeds of the refunding bonds, less any accrued interest or premium received upon the sale thereof, are deposited with other funds appropriated to the payment of the outstanding bonds in escrow with a suitable banking institution in or out of the state. Funds so deposited shall be invested in securities which are general obligations of the United States or the principal and interest of which is guaranteed by the United States and which mature or are callable at the option of the holder on such dates and bear interest at such rates and payable on such dates as shall be required to provide funds sufficient, with any cash retained in the escrow account, to pay when due the interest to accrue on each refunded bond to its maturity or redemption date, if called for redemption, and to pay the principal thereof at maturity or upon such redemption date, and to pay any redemption premium. The escrow account shall be irrevocably appropriated to the payment of the principal of and interest and redemption premium, if any, on the refunded bonds. Funds to the credit of the sinking fund account for the refunded bonds and not required for the payment of principal of or interest thereon due prior to issuance of the refunding bonds may be appropriated by the county to the escrow account. The county may pay the reasonable costs and expenses of printing the refunding account. Bonds refunded pursuant to this part are not considered outstanding for purposes of 7-7-2203 or any other debt limitation.

There is a new MCA section that reads:

Section 8. Advance refunding bonds. A city or town may issue refunding bonds pursuant to this section to refund outstanding bonds in advance of the date on which such bonds mature or are subject to redemption, provided that proceeds of the refunding bonds, less any accrued interest or premium received upon the sale thereof, are deposited with other funds appropriated to the payment of the outstanding bonds in escrow with a suitable banking institution in or out of the state. Funds so deposited shall be invested in securities which are general obligations of the United States or the principal and interest of which is guaranteed by the United States and which mature or are callable at the option of the holder on such dates and bear interest at such rates and payable on such dates as shall be required to provide funds sufficient, with any cash retained in the escrow account, to pay when due the interest to accrue on each refunded redemption, and to pay the principal thereof at maturity or upon such redemption date, and to pay any redemption

premium. The escrow account shall be irrevocably appropriated to the payment of the principal of and interest and redemption premium, if any, on the refunded bonds. Funds to the credit of the sinking fund account for the refunded bonds and not required for the payment of principal of or interest thereon due prior to issuance of the refunding bonds may be appropriated by the city or town to the escrow account. The city may pay the reasonable costs and expenses of printing the refunding bonds and of establishing and maintaining the escrow account. Bonds refunded pursuant to this part are not to be considered outstanding for purposes of 7-7-4201 or any other debt limitation."

And, as amended, do pass. Report adopted.

HB 732, do pass. Report adopted.

HB 798, introduced bill, be amended as follows:

1. Title, line 9.

Strike: "AND"

Following: "53-2-323,"

Insert: "53-3-301, AND 53-3-304,"

2. Title, line 10.

Following: line 9

Insert: "IMMEDIATE"

3. Page 1, line 23.

Following: "through"

Strike: "7"

Insert: "8"

4. Page 2, line 22.

Following: "through"

Strike: "7"

Insert: "8"

5. Page 4, line 5.

Following: "department."

Insert: "Counties opting for state assumption shall transfer to the department all materials and supplies used in the operation of the county department and which were paid for in whole or in part with federal or state funds."

6. Page 4, line 7.

Following: "exceptions."

Insert: "(1)"

7. Page 4, line 9.

Following: "reassume"

Strike: "operational"

8. Page 4, line 10.

Following: "responsibility"

Strike: "under contract with the department"

9. Page 4, line 17.

Following: "department"

Insert: "but the department may contract with the counties for the operation of programs provided in Title 53, chapter 3"

10. Page 4.

Following: line 18

Insert: "(2) A county transferring all duties and responsibilities to the department may reassume limited responsibility for medical assistance or monetary payments to needy persons as provided in subsection (1), but may not thereafter request full state assumption. A county initially requesting limited state assumption may not thereafter request full state assumption. A county opting for limited or full state assumption does so on a permanent basis, except as provided in this section."

11. Page 4, line 20.

Following: "councils."

Insert: "(1)"

12. Page 4, line 25.

Following: "discretion."

Insert: "(2) Upon request of the governing body of a county having opted for state assumption, the department shall establish a county advisory council for the county. The advisory council shall consist of the board of county commissioners of the county, or if the county governing body consists of greater than three members, three members of the governing body chosen by the governing body. The department may appoint two other members to the advisory council as provided in subsection (1)."

(3)"

13. Page 5, line 1.

Following: "members"

Insert: "for their service on the advisory council"

14. Page 5, line 6.

Following: "through"

Strike: "7"

Insert: "8"

15. Page 5, line 11.

Following: "children"

Insert: "as necessary to carry out the purposes of [sections 1 through 8]"

16. Page 5, line 15.

Following: "through"

Strike: "7"

Insert: "8"

17. Page 6.

Following: line 14

Insert: "Section 8. Work program required. The department shall establish a work program as provided in 53-3-304. The department may contract with the county, a municipality, or state agency that has work available for recipients of general relief."

Renumber: subsequent sections

18. Page 6, line 21.

Following: "through"

Strike: "7"

Insert: "8"

19. Page 7, line 9.

Following: "through"

Strike: "7"

Insert: "8"

20. Page 10, line 4.

Following: "through"

Strike: "7"

Insert: "8"

21. Page 11, line 2.

Following: "through"

Strike: "7"

Insert: "8"

22. Page 11, line 18.

Following: "through"

Strike: "7"

Insert: "8"

23. Page 11, line 19.

Strike: "amount paid the"

Following: "state"

Insert: "levy"

24. Page 14, line 11.

Following: "through"

Strike: "7"

Insert: "8"

25. Page 17.

Following: line 16

Insert: "Section 15. Section 53-3-301, MCA, is amended to read:

"53-3-301. Amount of general relief assistance to be determined by county board. The Except in a county that has transferred its public assistance and protective services responsibilities to the department of social and rehabilitation services under [sections 1 through 8], the amount of general relief assistance granted any person or family shall be determined by the county board of public welfare, according to rules and standards of assistance established by the board and approved by the department."

Section 16. Section 53-3-304, MCA, is amended to read:

"53-3-304. Power of ~~county department~~ to require recipient to perform ~~county~~ work. (1) If the county has work available which a recipient of general relief is capable of performing or the department of social and rehabilitation services is required to operate a work program under the provisions of [section 8], then the county department of public welfare or the department of social and rehabilitation services may require the a recipient to perform the work at the minimum wage or may pay a recipient at the prevailing rate of wages paid by that county for similar work, to be paid from the county poor fund or state funds in place of granting him general relief.

(2) The county department of public welfare or the department of social and rehabilitation services, as the case may be, shall provide coverage under the Workers' Compensation Act for those recipients of general relief working under the provisions hereof and may enter into such agreements with the division of workers' compensation of the department of labor and industry as may be necessary to carry out the provisions of this section."

Renumber: subsequent section

26. Page 17, line 18.

Following: "effective"
 Strike: "July 1, 1983"
 Insert: "on passage and approval"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
 HB 798

A statement of intent is required of this bill because section 6 gives the Department of Social and Rehabilitation Services rulemaking authority.

It is intended that the department establish general relief standards, scope, duration, and amount that may not exceed medicaid or AFDC program services. Such items should be in accord with rules adopted by the department for county department under 53-3-301 so that departmental benefits are comparable to those of counties.

The department may also make rules governing transfer of functions between the department and the county. It is contemplated such rules would cover administrative provisions such as forms, deadlines, and financial certifications as may be needed to implement the bill. Other necessary administrative type rules governing rental payments, employees and functions formerly administered by a county would also be addressed.

HB 830, introduced bill, be amended as follows:

1. Page 2, line 5.
 Following: "(4)"
 Strike: "In addition to"
 Insert: "If"
2. Page 2, line 6.
 Following: "(3)"
 Strike: " "
 Insert: "²does not cover all the"
 Following: "government"
 Insert: "costs, it"
3. Page 2, line 7.
 Following: "collect"
 Strike: "a"
 Insert: "an additional"
4. Page 2, lines 7 and 8.
 Following: "fee"
 Strike: remainder of subsection (4)
 Insert: "to cover the remaining costs."

And, as amended, do pass. Report adopted.

HB 859, introduced bill, be amended as follows:

1. Page 2, line 3.
 Following: "be"
 Strike: " "
 Insert: "the newspaper as provided in 7-5-2411."
2. Page 2, lines 4 through 14.
 Strike: remainder of subsections (2) and (3) in their entirety
 Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 872, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/21/83

HB 750, introduced bill, be amended as follows:

1. Title, line 8.

Following: "PROPERTY;"

Strike: "AND"

2. Title, line 9.

Following: "TAXATION;"

Insert: "AND DEFINING "LEASEHOLD IMPROVEMENTS";"

3. Page 2, line 17.

Following: line 16

Strike: "and axles"

4. Page 2, line 21.

Following: "assessed"

Strike: "as personal property"

5. Page 2, line 22.

Following: "classification"

Strike: "and delinquent taxes"

Insert: "and the taxes are due and payable in two payments as provided in 15-24-202. Delinquent taxes on leasehold improvements"

6. Page 3, line 1.

Following: "length,"

Insert: "exceeding 8 feet in width or 32 feet in length,"

7. Page 8, line 21.

Following: "from the"

Strike: "following"

8. Page 8, line 22 through line 9, page 9.

Following: "table" on line 22

Strike: line 22 through line 9, page 9

Insert: "established in subsection (2)(b) of 15-6-134."

9. Page 9, lines 11 and 12.

Following: "when." on line 11

Strike: line 11 through "taxation" on line 12

Insert: "The county assessor shall assess all class twelve property"

And, as amended, do pass. Report adopted.

HB 766, do pass. Report adopted.

HB 789, do pass. Report adopted.

Adverse Committee Reports

LOCAL GOVERNMENT (McBride, Chairman):

2/21/83

HB 230, do not pass.

HB 394, do not pass.

MOTIONS

Representative Vincent moved that the House recess at 2:10 p.m.
Motion carried.

House reconvened at 2:45 p.m.

Representative Farris present at this time.

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman):

2/21/83

HB 765, introduced bill, be amended as follows:

1. Page 1, line 20.

Following: "measure"

Insert: "or combination of measures"

2. Page 1, line 21.

Following: "energy"

Insert: "to a residential building"

3. Page 2, line 2.

Following: line 1

Insert: "(5) 'Residential building' means a building used for residential occupancy that:

(a) was fully constructed and habitable as of [the effective date of this act];

(b) has a system for heating, cooling, or both that uses a fuel supplied by the utility; and

(c) contains at least one, but not more than four separately or centrally heated dwelling units, or contains more than four separately heated, or cooled, or both heated and cooled units."

Renumber: subsequent subsection

4. Page 2, line 12.

Following: "its"

Insert: "residential"

5. Page 2, line 22.

Following: "case,"

Strike: remainder of line 22 through "measure" on line 24

Insert: "labor costs may be used to purchase further conservation measures. The customer may not pay himself labor costs"

6. Page 3, line 1.

Following: line 25 on page 2

Insert: "(1)"

7. Page 3, line 7.

Following: line 6

Insert: "(2) A building shell, piece of equipment, or process that has been retrofitted under [this act] with a conservation measure or measures may not be retrofitted again under the provisions of [this act]."

8. Page 3, line 8.

Following: "base."

Insert: "(1)"

9. Page 3.

Following: line 12

Insert: "(2) The commission shall prescribe amortization periods for conservation that is included in a utility's rate base."

10. Page 3, line 19.

Following: line 18

Insert: "or to contract for"

11. Page 4.

Following: line 25 on page 3

Insert: "(3) The commission shall limit the application of conservation measures to correspond to the existing end-use of energy that a utility provides to a customer at the time the energy audit is conducted."

Renumber: subsequent subsection

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 765

A statement of intent is necessary for this bill because it directs the Public Service Commission to adopt rules governing the installation of cost-effective conservation measures and the reflection of those measures in a utility's rate base. The commission must adopt criteria and standards for:

- (1) allowable conservation measures from an engineering standpoint;
- (2) cost-effectiveness;
- (3) on-site energy audits;
- (4) conservation corresponding to end-use of energy that a utility provides;
- (5) inspections;
- (6) inclusion of conservation in a utility's rate base;
- (7) other procedures necessary to implement this act.

In adopting cost-effectiveness and engineering criteria, the commission is directed to consult with the Department of Natural Resources and Conservation and with Montana's representatives to the Northwest Power Council.

It is not the intent of the legislature to allow grants from the Bonneville Power Administration for purposes of conservation to be placed in the rate base.

HB 886, introduced bill, be amended as follows:

1. Page 2, line 10.

Following: "cutting"

Insert: " , "

2. Page 2, line 16.

Strike: "dyeing"

Insert: "bleaching or highlighting"

3. Page 16, line 10.

Strike: " , "

4. Page 16, line 11.

Strike: "(a)"

Renumber: subsequent subsections

5. Page 16, line 12.

Following: "diploma"

Strike: " , "

Insert: "and who:"

6. Page 16, line 18.

Strike: "and"

Insert: "or"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 2/21/83

SB 94, introduced by Regan, B. Brown, Blaylock, et al.

MOTIONS

Representative Donaldson moved that HB 105 be taken from the Committee on Appropriations, printed and placed on second reading. Motion carried.

Representative Jacobsen moved that HB 885 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representatives Farris and Shontz excused at this time.

Representative Fagg moved that the House reconsider its do not pass action on HB 625, second reading on the 42nd legislative day. Motion carried as follows:

Ayes: Addy, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Swift, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 56

Noes: Abrams, Asay, Bachini, Bardanouve, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Iverson, Jones, Kennerly, Keyser, Koehnke, Marks, Mueller, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Vinger, Wallin.

Total 42

Excused: Farris, Shontz.

Total 2

Absent or not voting: None.

Total 0

Representative Fagg moved that HB 625 be placed on second reading on the 44th legislative day. Motion carried.

The Honorable Pat Williams, U.S. Congressman, addressed the members of the House.

Speech by U.S. Representative Pat Williams
before the Montana House
February 21, 1983

Thank you, Speaker Kemmis. I always appreciate, as do my colleagues in the Montana congressional delegation, the invitation to address friends here in the state legislature.

It is sixteen years ago that I served in the state House. The two terms I spent here were the most vigorous and exciting legislative experience of my life. Yes, even more so than my current service in the United States Congress. I suppose it is the compaction of time and events, the suddenness of the success or failure of one's bills, that create the drama of this place.

I am not convinced, however, that the public is fully aware that the excitement of your jobs is out-paced by the difficulty of them. The long hours, the late night sessions, the enormous legislative burden strains concentration and limits adequate consideration. You are to be commended for both your perseverance and willingness. However, I believe that fully adequate, prudent, thoughtful legislating requires annual legislative sessions.

Perhaps it is not entirely inappropriate for me, as a member of the congressional delegation, to note that I have heard during this past week, considerable discussion and controversy from here concerning the appropriateness of partisanship. Of course, we all understand that partisanship has its limits. Each of us — particularly us — must also understand that partisanship has its uses and those uses have served Montanans and Americans well; for they have preserved debate, focused discussion, suppressed political camouflage and prevented political autonomy.

Two years ago when I spoke to you, I said this: "Everyone must demand, as Republicans have always done, that our tax dollars be spent for programs that run efficiently and effectively. And, everyone must demand, as Democrats have always done, that this nation not retreat from its long commitment to social and economic justice." At that time, I told you that I supported a weeding of our national garden of public programs and expenditures. Reaganomics was about to be put into place. The federal deficit stood at approximately \$55 billion. I said to you then, if you will again permit me the luxury of quoting myself: "All of us — Republicans, Democrats and Independents — must realize that Americans are not fools. They know that government simply cannot reduce taxes by 30%, increase defense spending by \$30 billion or more, and balance the federal budget all at one and the same time."

Today, 24 months later, the federal deficit has doubled and the White House is projecting that it will nearly double again within the next year.

My friends, this is the seventh recession since World War II. The others averaged only eleven months in duration. Each time recovery was rapid. Those economic rebounds did not happen by accident. Always before, when the government spotted a recession, it moved quickly to stimulate the economy and to bring down interest rates. This time, for the first time, government has refused to act and the recession has been allowed to become deep, prolonged, and deadly. We are all pleased that the president has now agreed to discuss a phase one economic assistance and jobs package and a supplemental appropriation to this current fiscal year.

As a member of the House Budget Committee, I want you to know that I intend to do all I can to assure that this coming budget also provides the additional stimulation we need to climb more quickly out of these hard times while moving toward decreased deficits in the out years.

And, by the way, decreased deficits mean prudent, reasoned, assimilable growth for the military. As vast as is our nation's military, and despite its breadth and depth, in my judgement, its throat is not big enough to reasonably accept the 600 thousand dollars per minute which the administration is trying to cram down.

Now, if you will permit me to use my final few minutes to appeal to you as one of your Montana constituents, I would like to make a couple of requests of you.

It is my belief that Montana, America needs good reliable passenger transportation. As you know, you are faced with the decision to return the

southern route Amtrack train to Montana. I hope you will give that full and adequate consideration. Perhaps the quality of a nation's rail passenger service is in some regard, a measure of that nation's pace and civility.

While on the subject of railroads, I remind you that this September 8th is the centennial observance of an important event to Montana and the nation. On September 8th, 1883 the golden spike was driven, linking the Great Lakes with the states and territories westward to the Pacific. With the completion of the Northern Pacific, America's northwest was opened to settlement and commerce. That linkage, the golden spike ceremony, took place not far from here near Deer Lodge.

A request has been made of your joint committee on long range building to provide a small appropriation to assure that Montana can appropriately celebrate this important historical event.

I know, of course, that you are experiencing severe budget constraints; however, this centennial opportunity comes but once and I'm hopeful you will be of assistance.

On another matter, I agree with those fifty-five thousand Montana school children who want the grizzly bear as our state animal.

And finally, a word about coal slurry. The word is caution.

I have watched with considerable interest the growing debate here in the state legislature over the question of selling Montana water. In Congress I have fought for Montana's right to control water within our boundaries. I have fought against legislation to force coal slurry lines on arid western states. It is from this perspective that I respectfully offer some observations on the issue of coal slurry.

Recently, Secretary of Interior Watt appeared before the House Interior Committee to discuss his budget proposals for FY84. When asked what he saw as the most important issue facing his department in the coming decade, he responded, "water". Jim Watt and I agree. There is no issue in the west that can compare with the importance of water policy in deciding how we live and prosper.

The voices in Montana calling for water sales to bolster state coffers are accurately reflecting the growing pressures on water use in the west. With federal dollars dwindling, each state will be looking for ways to maintain their services. I support Montana's right to make that decision, but in our haste to capture revenue, I hope we will not lose sight of the wider issues.

On a federal level, coal slurry companies have lobbied the congress for years to grant them the right of federal eminent domain. This ultimate power would mean the construction of a national coal slurry system which would be extremely water intensive. Legislation to grant eminent domain to slurry companies is currently pending before both the national House and Senate.

It is clear that this legislation will have an enormous impact on western water use. This concern is based on my belief that water price wars in the west would encourage polarization of states and seriously limit needed cooperation. The sponsors of the federal slurry legislation continually seek to allay the fears of westerners through water amendments, purporting to protect states rights to allocate water. The backers of slurry have pursued that strategy, but unfortunately, the U.S. Supreme Court has not cooperated and has placed all state water export bans in jeopardy. Sporhase v. Nebraska recognized water as a commodity of interstate commerce and therefore subject to free trade. It also recognized congress' ultimate right

to control water. Recent lower court rulings in New Mexico have backed the Supreme Court's decision against "water export bans".

This congress will again consider coal slurry legislation. I am hopeful that congress will be unwilling to increase pressure on western water policy before there has been enough time for congress and state legislatures to address the questions now being raised by the courts.

The Supreme Court in its Sporhase decision, threatens the assumption that a state may reserve for beneficial use within its borders, the waters that have been equitably apportioned to it. The legal network of state water export statutes and interbasin agreements are meaningless without the beneficial use assumption. The court may have struck at a vital attribute of state sovereignty: the power to conserve and allocate water resources among its citizens.

Given the serious implications to Montana of the court's decision, and the fact that the court encouraged legislative prescription, I will, this week, ask for congressional hearings to begin the process of addressing the fundamental water rights issues raised by the court.

Until the matter of state authority has been resolved, it is, I believe, unwise for either this body or the congress to create law encouraging coal slurry pipelines.

I urge you to proceed very cautiously. We will find it is far easier to open the water spigot than it will be to shut it off.

I'm very appreciative of the opportunity to visit with you and I wish you well in your continued deliberations.

Representative Farris present at this time.

Representative Devlin moved that HB 797, as amended, be taken from the Committee on Human Services, printed and placed on second reading. Motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 50

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.
Total 49

Excused: Shontz.
Total 1

Absent or not voting: None.
Total 0

Representative Shontz present at this time.

HB 797, Standing Committee amendments:

1. Title, line 6.
Following: "FOR"
Strike: "BATTERED CHILDREN"
Insert: "CHILD ABUSE AND NEGLECT PREVENTION AND INTERVENTION"
2. Title, line 7.
Following: "ESTABLISHING"
Strike: "AN ACCOUNT"
Insert: "A CHILDREN'S TRUST FUND"
3. Page 1, lines 10 and 11.
Following: "checkoff" on line 10
Strike: "for battered children services"
Insert: "to establish a children's trust fund"
4. Page 1, lines 13 and 14.
Following: "contribute to" on line 13
Strike: "battered children services"
Insert: "the children's trust fund"
5. Page 1, line 19.
Following: "to"
Strike: "battered children services"
Insert: "the children's trust fund"
6. Page 1, line 21.
Strike: "Battered children services funding"
Insert: "Children's trust fund"
7. Page 1, line 24.
Strike: "help fund battered children services"
Insert: "the children's trust fund"
8. Page 2, line 4.
Following: "the"
Strike: "battered children"
Insert: "children's trust"
9. Page 2, line 6.
Strike: "Battered children account"
Insert: "Children's trust fund"
10. Page 2, lines 7 and 8.
Following: "a" on line 7
Strike: "battered children account"
Insert: "children's trust fund"
11. Page 2, line 8.
Following: "this"
Strike: "account"
Insert: "fund"
12. Page 2, line 9.
Following: "for"
Strike: "use"
Insert: "allocation"
Following: "department"
Insert: "of social and rehabilitation services to local child abuse and neglect prevention and intervention programs"
13. Page 2, lines 10 and 11.
Following: "who" on line 10

Strike: "have received actual physical abuse"

Insert: "are abused or neglected as defined in 41-3-102"

14. Page 2, line 11.

Following: "abuse."

Insert: "Section 3. Child abuse and neglect prevention and intervention grant program. There is a grant program established within the department of social and rehabilitation services for the allocation of grant money to local child abuse and neglect prevention and intervention programs.

Section 4. Duties of the department — rules. The department:

- (1) may use state funds as a match for federal funds if required;
- (2) may spend no more than 5% of the appropriated funds for administrative costs of the program;
- (3) may conduct research and compile statistics relating to abused and neglected children and their families;
- (4) shall accept federal funds that may be available for use in carrying out the provisions of this part; and
- (5) shall adopt rules necessary to carry out the purposes of this part.

Section 5. Authorized grantees — criteria for grants. (1) The department may award child abuse and neglect prevention and intervention grants only to programs which are locally controlled. Grants may be awarded to governmental or nongovernmental agencies or persons.

(2) Child abuse and neglect prevention and intervention grants are to be awarded on the following basis:

- (a) demonstrated need;
- (b) project merit;
- (c) community support;
- (d) administrative design; and
- (e) efficiency of administration.

Section 6. Authorized services and programs of grantees. Grants may be awarded to government and nongovernment agencies or persons for prevention and intervention programs for abused and neglected children and their families. Such programs may include but are not limited to:

- (1) preventing child abuse and neglect;
- (2) preventing out-of-home placement of abused and neglected children when possible;
- (3) providing in-home services to families;
- (4) providing services to abused and neglected children and their families;
- (5) building and strengthening self-help groups which address child abuse and neglect issues;

(6) training which will enhance the capabilities of agencies, families, and communities in the prevention and treatment of child abuse and neglect.

Section 7. Review and award of grants. (1) Grant applications submitted in accordance with rules adopted to carry out the purposes of this part will be reviewed and awards made by a committee created by the department which must include two members who are not employees of the department.

(2) The services authorized in subsection (1) may be provided on a regional basis by a local child abuse and neglect prevention or intervention program within the regional boundaries established by the department if authorized to do so by the review committee.

Section 8. Funding. (1) Revenue from the children's trust fund provided in [sections 1 and 2] is the source of funding for the child abuse and neglect prevention and intervention grant program.

(2) Twenty percent of the operational costs of a child abuse and neglect prevention and intervention grant program must come from the local community served by the grant. The local contribution may include in-kind contributions.

Section 9. Rulemaking authority. The department of revenue may adopt rules to implement the provisions of [section 1]."

Renumber: subsequent section

15. Page 2, line 12.

Following: "(1)"

Strike: "Section"

Insert: "Sections"

Following: "1"

Strike: "is"

Insert: "and 9 are"

16. Page 2, line 15.

Following: "to"

Strike: "section"

Insert: "sections"

Following: "1"

Insert: "and 9"

17. Page 2, line 16.

Following: "(2)"

Strike: "Section"

Insert: "Sections"

Following: "2"

Strike: "is"

Insert: "through 8 are"

18. Page 2, line 18.

Following: "to"

Strike: "section"

Insert: "sections"

Following: "2"

Insert: "through 8"

Representative Devlin moved that HB 840 be taken from the Committee on Human Services, printed and placed on second reading. Motion failed. (48-52)

Representative Schye moved that HB 881, second reading this day, be referred to the Committee on Appropriations. Motion carried.

Representative Harper moved that the Committee on Natural Resources be excused to meet during second reading this day. Motion carried.

Representative Sands moved that HB 738 be taken from the Committee on State Administration and placed on second reading. Motion failed. (37-61)

Representative Vincent moved that the Select Committee on Economic Development be excused to meet during second reading this day. Motion carried.

Representative Yardley moved that the Committee on Taxation be excused to meet during second reading this day. Motion carried.

Representative McBride moved that HB 156 be placed above HB 48 on second reading. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 891, introduced by Harper. Referred to Committee on Fish and Game.

HJR 31, introduced by Williams, Towe, Yardley, Shontz, Fabrega, Norman, Bertelsen, Nordtvedt, Turnage, Galt, B. Brown, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 93 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 95

Noes: Hannah, Kadas, Sands, Waldron, Yardley.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 118 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Asay, Daily, Hannah, Harp, Hemstad, Kitselman, Koehnke, Lybeck, Quilici, Ryan, Sales, Schultz, Stobie, Switzer.

Total 14

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 131 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bachini, Bardanouve, Hannah, Hanson, Peck, Sales.

Total 6

Excused: None.

Total 0

Absent or not voting: Keyser.

Total 1

HB 174 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Noes: Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller,

Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 42

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 247 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 284 passed as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Abrams, Bardanouve, Bliss, Jacobsen, Keenan, Peck, Sales, Shontz, Solberg, Thoft, Vinger.
Total 11

Excused: None.
Total 0

Absent or not voting: Brand.
Total 1

HB 312 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 321 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 335 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, J. Brown, Compton, Darko, Devlin, Donaldson, Eudaily, Fabrega, Fagg, Farris, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 66

Noes: Bengtson, Bliss, Brand, D. Brown, Curtiss, Daily, Dozier, Driscoll, Ellerd, Ellison, Ernst, Hammond, Hannah, Harp, Iverson, Jacobsen, Jones, Keyser, Koehnke, Neuman, Quilici, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Stobie, Thoft, Underdal, Waldron, Zabrocki.

Total 32

Excused: None.

Total 0

Absent or not voting: Connelly, Hansen.

Total 2

HB 359 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Yardley, Mr. Speaker.

Total 52

Noes: Abrams, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Mueller, Pavlovich, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Williams, Winslow, Zabrocki.

Total 48

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 386 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Hanson, Jacobsen, Ryan, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Wallin.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 387 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connely, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Bergene, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Jacobsen, Jones, Keyser, Lory, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Wallin.

Total 30

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 402 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Connely, Daily, Jacobsen, Menahan, Quilici, Sales.

Total 6

Excused: None.

Total 0

Absent or not voting: Sands.

Total 1

HB 416 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Daily, Darko, Dozier, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 63

Noes: Asay, Bachini, Bliss, Brand, Connelly, Curtiss, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Fagg, Farris, Hannah, Harp, Hemstad, Iverson, Jacobsen, Jones, Kitselman, Lybeck, Marks, Nisbet, Pavlovich, Peck, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger.

Total 35

Excused: None.

Total 0

Absent or not voting: Nordtvedt, O'Connell.

Total 2

HB 438 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 88

Noes: D. Brown, Farris, Hart, Jacobsen, Koehnke, Metcalf, Quilici, Schye, Veleber, Yardley.

Total 10

Excused: None.

Total 0

Absent or not voting: Hansen, Spaeth.

Total 2

HB 472 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 508 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 570 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Bengtson, Jacobsen, Koehnke, Manuel.

Total 4

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 621 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands,

Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Keenan.

Total 1

Excused: None.

Total 0

Absent or not voting: Hammond, Hansen.

Total 2

HB 626 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Dozier.

Total 1

HB 634 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Nordtvedt.

Total 1

Excused: None.

Total 0

Absent or not voting: Bergene, Keyser.

Total 2

HB 641 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, D. Brown, Connelly, O'Connell, Pistoria.

Total 5

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 656 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 672 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales,

Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Farris, Hansen, Hart, Yardley.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 677 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 71

Noes: Bardanouve, Bliss, Brand, J. Brown, Connelly, Curtiss, Ellerd, Ellison, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, R. Jensen, Jones, Kitselman, Metcalf, Mueller, Nordtvedt, Ramirez, Schultz, Vinger, Waldron, Wallin, Winslow, Mr. Speaker.

Total 29

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 678 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Addy, D. Brown.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 696 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 92

Noes: Asay, Ellerd, Keyser, Manuel, Neuman, Peck, Saunders, Zabrocki.

Total 8

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 702 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Stobie.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 746 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schye, Seifert,

Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Ellison, Hannah, Keyser, Nordtvedt, Ramirez, Sands, Schultz, Thoft, Underdal.

Total 9

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 781 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Howe, Iverson, Jacobsen, Jones, Keyser, Lory, Marks, Ramirez, Ryan, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 29

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

CONSENT CALENDAR

HB 807 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Asay.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Hansen, McBride, Veleber, and the Select Committee on Economic Development excused at this time.

HB 401 - That HB 401 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 69

Noes: Bachini, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hart, Howe, J. Jensen, Keenan, Lybeck, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Peck, Ream, Roush, Vincent, Williams, Yardley.

Total 26

Excused: Hansen, McBride, Veleber.

Total 3

Absent or not voting: Brand, O'Connell.

Total 2

HB 673 - Representative Iverson moved that HB 673 be placed above HB 443. Motion carried.

Representatives Fagg and Harrington excused at this time.

Representatives Hansen and McBride present at this time.

That HB 673 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Fagg, Harrington, Veleber.

Total 3

Absent or not voting: Driscoll, Kemmis, Stobie, Winslow.

Total 4

Representatives Curtiss, Harp, Iverson, and Yardley excused at this time.

Representative Veleber present at this time.

HB 443 - That HB 443, second reading copy, be amended as follows:

1. Title, line 13.

Following: "EFFECTIVE DATE"

Strike: "AND TERMINATION DATE"

2. Page 2, line 12.

Following: "date"

Strike: remainder of line 12 through "extension" on line 13

3. Page 2, line 14.

Following: "1985"

Strike: remainder of line 14 through "legislature" on line 17

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Curtiss, Fagg, Harp, Harrington, Iverson, Yardley.

Total 6

Absent or not voting: Bengtson, Brand, Ellerd, Hannah, Hanson, Holliday, Sales, Seifert, Waldron.

Total 9

Representatives Curtiss, Harp, Iverson, and Yardley present at this time.

Representative Seifert moved that HB 443, as amended, do pass.

Representative Bertelsen made a substitute motion that HB 443, as amended, do not pass. The substitute motion carried as follows:

Ayes: Addy, Bachini, Bardanoue, Bergene, Bertelsen, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen,

Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 55

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, McCormick, Marks, Manuel, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.
Total 44

Excused: None.

Total 0

Absent or not voting: Brand.

Total 1

Representative Abrams and the Committee on Taxation excused at this time.

HB 851 - Representative Jacobsen moved that HB 851 be placed below HB 228. Motion carried.

HB 724 - Representative Daily moved that HB 724 do pass. Representative Manuel made a substitute motion that HB 724 do not pass. The substitute motion failed as follows:

Ayes: Bachini, Bardanouve, Connelly, Donaldson, Farris, Hansen, Hart, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McCormick, Manuel, Mueller, Neuman, Nordtvedt, Peck, Ream, Roush, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Waldron, Yardley, Zabrocki.
Total 30

Noes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, McBride, Marks, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Swift, Thoft, Veleber, Vinger, Wallin, Williams, Winslow.
Total 69

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

Representative Shontz excused at this time.

That HB 724 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt,

O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 74

Noes: Bachini, Bardanouve, Connelly, Donaldson, Farris, Hanson, Hart, Kemmis, Kennerly, Koehnke, Lory, Lybeck, Manuel, Mueller, Neuman, Peck, Ream, Roush, Solberg, Spaeth, Stobie, Vincent, Waldron, Yardley.
Total 24

Excused: Abrams, Shontz.
Total 2

Absent or not voting: None.
Total 0

Committee on Natural Resources excused at this time.

Representative Dozier in the Chair.

HJR 5 - That HJR 5, second reading copy, be amended as follows:

1. Title, line 10.

Following: "CHAMBERS"

Insert: "AND REQUESTING PROPORTIONAL ALLOCATION BY THE DEPARTMENT OF ADMINISTRATION TO THE LEGISLATURE OF SPACE AVAILABLE IN THE CAPITOL"

2. Page 2, line 25.

Following: "OBTAINED"

Insert: "and

WHEREAS, the Legislature, for the conduct of its business, requires adequate and suitable space for the Senate and for the House of Representatives, for the committees of both the Senate and the House, and for offices for the leadership and members of both the Senate and the House; and

WHEREAS, equitable allocation requires that available space be assigned in relationship to the number of members and the corresponding office requirements in each body and in relationship to the needs of each body for committee rooms; and

WHEREAS, the Department of Administration, pursuant to section 2-17-101, MCA, has the responsibility to assign space in state office buildings"

3. Page 3, line 9.

Strike: "THE CAPITOL BUILDING AND PLANNING COMMITTEE"

Insert: "the legislative administration committees of the Senate and the House"

4. Page 3, line 12.

Following: "ADJACENT"

Insert: "committee rooms and/or"

5. Page 3.

Following: line 12

Insert: "BE IT FURTHER RESOLVED, that the Department of Administration, when assigning to the Legislature space vacated by the Supreme Court, the Law Library, and the Attorney General:

- (1) allocate committee rooms equally between the Senate and the House of Representatives; and
- (2) allocate space available for office purposes between the Senate and the House of Representatives in proportion to the number of members in each body."

Amendment passed as follows:

Ayes: Bachini, Bengtson, Bliss, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 72

Noes: Ryan.
Total 1

Excused: Abrams, Addy, Asay, Bergene, Bertelsen, Curtiss, Fagg, Harper, Iverson, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Shontz, Veleber.
Total 17

Absent or not voting: Bardanouve, Brand, Compton, Hammond, Kemmis, Marks, Pistoria, Roush, Stobie, Waldron.
Total 10

That HJR 5, as amended, do pass. Motion carried as follows:

Ayes: Bachini, Bardanouve, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lybeck, McCormick, Manuel, Menahan, Miller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sands, Saunders, Schye, Smith, Spaeth, Swift, Thoft, Underdal, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 64

Noes: Hanson, Harp, Kennerly, Koehnke, Lory, O'Connell, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Switzer, Vinger, Waldron.
Total 15

Excused: Abrams, Addy, Asay, Bergene, Bertelsen, Curtiss, Fagg, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Shontz, Veleber.
Total 18

Absent or not voting: Bengtson, Brand, Marks.
Total 3

Representative Abrams present at this time.

HB 156 - That HB 156, second reading copy, be amended as follows:

1. Title, line 5.
Strike: "\$400"
Insert: "\$225"

2. Page 1, line 20.

Strike: "\$400"

Insert: "\$225"

3. Page 2, line 10.

Strike: "\$400"

Insert: "\$225"

4. Page 2, line 19.

Strike: "\$400"

Insert: "\$225"

5. Page 2, line 23.

Strike: "\$400"

Insert: "\$225"

6. Page 3, line 2.

Strike: "\$400"

Insert: "\$225"

Amendment passed as follows:

Ayes: Abrams, Bengtson, Bliss, J. Brown, Compton, Connelly, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bachini, Darko, Dozier, Driscoll, Howe, McCormick, Williams.

Total 7

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 17

Absent or not voting: Bardanouve, Brand, Hart, Smith, Stobie.

Total 5

Representative Fabrega excused at this time.

Representative McBride present at this time.

That HB 156, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, J. Brown, Compton, Connelly, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hart, Jones, Kadas, Kemmis, Kennerly, Phillips, Ramirez, Roush, Sands, Seifert, Shontz, Smith, Swift, Switzer, Thoft, Underdal, Waldron, Yardley, Zabrocki.

Total 31

Noes: Abrams, Bachini, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Keenan, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ryan, Sales, Saunders, Schultz, Schye, Solberg, Spaeth, Vincent, Vinger, Wallin, Williams, Winslow.

Total 44

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fabrega, Fagg, Hansen, Harper, Iverson, J. Jensen, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 18

Absent or not voting: Bardanouve, Brand, Donaldson, Lory, Marks, Peck, Stobie.

Total 7

Representative Fabrega present at this time.

That HB 156, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Ernst, Hanson, Sales.

Total 3

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Harper, Iverson, J. Jensen, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 16

Absent or not voting: Bardanouve, Brand, Keyser, Stobie.

Total 4

Representative Yardley excused at this time.

HB 48 - Representative McBride moved that consideration on HB 48 be postponed indefinitely. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 72

Noes: Manuel, Roush.

Total 2

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Harper, Iverson, J. Jensen, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber, Yardley.

Total 17

Absent or not voting: Brand, Hannah, Kadas, Kitselman, McCormick, Marks, Ryan, Seifert, Stobie.

Total 9

Representative Pavlovich in the Chair.

Representative Yardley present at this time.

Representative Farris, Hand, Harrington, and McBride excused at this time.

HB 109 - That HB 109, second reading copy, be amended as follows:

1. Page 9, lines 13 and 14.

Following: "invested" on line 13

Strike: line 13 through "account" on line 14

Insert: "as provided by statute by the board of investments"

2. Page 9, line 18.

Following: "Interest"

Insert: "income"

3. Page 9, line 19.

Following: "to the"

Strike: "local impact"

Insert: "education trust fund"

Amendment passed as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Miller, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Bachini, Nisbet, Peck.

Total 3

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Farris, Hand, Harper, Harrington, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 20

Absent or not voting: Brand, Ellerd, Kennerly, Manuel.

Total 4

Representatives Farris and Harrington present at this time.

That HB 109, as amended, do pass. Motion failed as follows:

Ayes: Abrams, Compton, Daily, Devlin, Ellerd, Ernst, Fabrega, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Jacobsen, Kadas, Kennerly, Keyser, Kitselman, McCormick, Miller, O'Connell, Pavlovich, Phillips, Quilici, Roush, Sales, Sands, Schultz, Shontz, Swift, Switzer, Underdal, Vinger, Winslow, Zabrocki.

Total 36

Noes: Bachini, Bardanouve, Bengtson, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hart, Howe, R. Jensen, Jones, Keenan, Kemmis, Koehnke, Lory, Lybeck, Menahan, Nilson, Nisbet, Peck, Pistoria, Ramirez, Ryan, Saunders, Schye, Smith,

Solberg, Spaeth, Stobie, Thoft, Vincent, Waldron, Wallin, Williams, Yardley.

Total 40

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 18

Absent or not voting: Bliss, Brand, Ellison, Marks, Manuel, Seifert.

Total 6

That HB 109, as amended, do not pass. Motion carried as follows:

Ayes: Bachini, Bardanoue, Bengtson, Bliss, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Farris, Hammond, Hansen, Hart, Howe, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Nilson, Nisbet, Peck, Pistoria, Ryan, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Thoft, Vincent, Waldron, Wallin, Williams, Yardley.

Total 46

Noes: Abrams, Compton, Daily, Devlin, Ellerd, Ernst, Fabrega, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Kadas, Keyser, Kitselman, Miller, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Shontz, Swift, Switzer, Underdal, Vinger, Winslow, Zabrocki.

Total 33

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 18

Absent or not voting: Brand, Marks, Seifert.

Total 3

HB 228 - That HB 228 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanoue, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 18

Absent or not voting: Bengtson, Brand, Driscoll, Pistoria.

Total 4

HB 851 - That HB 851, second reading copy, be amended as follows:

1. Title, line 5.

Following: "DECLARING A"

Insert: "TEMPORARY"

2. Title, line 6.

Following: "ON THE"

Insert: "EFFECTIVE DATE OF"

3. Page 1, line 22.

Strike: "; and"

Insert: "."

4. Page 1, line 23.

Strike: line 23 through line 2, page 2

5. Page 2, line 3.

Following: "a"

Insert: "temporary"

6. Page 2, line 4.

Strike: "rulemaking"

Insert: "the effective date of any rules proposed"

7. Page 2, line 10.

Strike: "adopted"

Insert: "effective until January 1, 1986"

8. Page 2, line 16.

Strike: "adopted"

Insert: "made effective"

9. Page 2, lines 17 and 18.

Strike: "further action by the legislature"

Insert: "January 1, 1986"

10. Page 2, line 19.

Following: "rules"

Strike: line 19 through "revenue" on line 20

Insert: "to remain in effect. Any repeal or substantial amendment of rules"

11. Page 2, line 22.

Following: "not"

Strike: line 22 through "legislature" on line 24

Insert: "take effect prior to January 1, 1986"

Amendment passed as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Bliss, Ellerd, Ernst, Schultz.

Total 4

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 17

Absent or not voting: Manuel, Miller, Pistoria, Sales, Winslow.

Total 5

Representative Harrington excused at this time.

That HB 851, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Yardley.

Total 1

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Harrington, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Ream, Veleber.

Total 19

Absent or not voting: None.

Total 0

Representative Harrington and the Committee on Natural Resources present at this time.

Speaker Pro Tem Brand in the Chair.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Speaker Pro Tem Brand in the Chair. Chairman Pavlovich moved that the committee of the whole report be deemed read. Motion carried. Chairman Pavlovich moved the adoption of the committee report. Report adopted. (96-0)

MOTIONS

Representative Yardley excused at this time.

Representative Kemmis moved that the House reconsider its do not pass action on HJR 8, second reading on the 42nd legislative day. Representative D. Brown moved to place Representative Kemmis' motion on the table. Motion failed. (48-49) Representative Daily moved the previous question.

Following a discussion on House members being present and not voting, Speaker Pro Tem Brand ruled that the vote on Representative D. Brown's motion was in order as was the motion of Representative Daily. Representative Ramirez appealed the ruling of the Chair.

Representative Yardley present at this time.

The ruling of the Chair was sustained as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 59

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 41

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Hansen excused at this time.

Representative Daily's motion to move the previous question carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Ryan, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Williams, Zabrocki.

Total 62

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Hanson, Iverson, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Roush, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 36

Excused: Hansen.

Total 1

Absent or not voting: Jones.

Total 1

Representative Hansen present at this time.

Representative Kemmis' motion to reconsider action on HJR 8 carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson,

O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Nisbet, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 44

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Speaker Kemmis in the Chair.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/21/83

Delivered to the Governor for his approval at 4:25 p.m., 2/21/83: HB 27, HB 113, HB 127, HB 133, HB 134, HB 154, HB 155, HB 165, HB 235, HB 243, HB 251, HB 253, HB 258, HB 350, HB 369.

HUMAN SERVICES (Hart, Chairman):

2/21/83

HB 269, second reading copy, be amended as follows:

1. Title, line 4.

Following: "COUNTY"

Insert: ",",

2. Title, line 5.

Strike: "RATHER THAN A"

3. Title, line 7.

Following: "CENTERS;"

Insert: "REMOVING CITIES', TOWNS', AND MUNICIPALITIES' AUTHORITY TO ESTABLISH DAY-CARE CENTERS AND HOMES; AMENDING SECTION 7-16-4114, MCA;"

4. Page 1, line 14.

Following: "county"

Insert: ", city, town, or municipality"

And, as amended, do pass. Report adopted.

HB 604, introduced bill, be amended as follows:

1. Title, line 4.

Following: "PROVIDING"

Strike: "A LIST OF RIGHTS FOR PATIENTS AND RESIDENTS OF HOSPITALS AND CERTAIN ENUMERATED FACILITIES; PROVIDING"

2. Title, line 7.

Following: "OF"

Strike: "THESE"

Insert: "HIS"

Following: "RIGHTS"

Strike: “; ALLOWING THE RIGHTS TO BE DISALLOWED FOR MEDICALLY RELATED REASONS”

3. Page 1, line 13.

Following: “hospital”

Strike: “,”

Insert: “or”

Following: “facility”

Strike: “,”

4. Page 1, line 14.

Strike: “roominghouse, or retirement home”

5. Page 1, line 18.

Following: “rights.”

Strike: “(1)”

6. Page 1, line 19.

Following: “hospital”

Strike: “,”

Insert: “or”

Following: “50-5-101”

Strike: “, or”

7. Page 1, line 20.

Strike: line 20 in its entirety

8. Page 2, line 1 through line 4, page 4.

Following: “the patient.” on line 1, page 2

Strike: remainder of the bill

And, as amended, do pass. Report adopted.

HB 663, introduced bill, be amended as follows:

1. Title, line 8.

Following: “AN”

Insert: “IMMEDIATE”

2. Page 2.

Following: line 9

Insert: “Section 3. Existing planning and service areas grandfathered. The 11 planning and service areas existing [on passage and approval] are grandfathered in for a period of not less than 4 years.”

Renumber: subsequent sections

3. Page 2, line 7.

Strike: “3025”

Insert: “305”

4. Page 2, line 17.

Following: “at”

Strike: “no less than 7 and no more than 10”

Insert: “12”

5. Page 3, line 10.

Strike: “5”

Insert: “6”

6. Page 3, line 12.

Following: “through”

Strike: “5”

Insert: "6"

7. Page 3, lines 13 and 14.

Strike: "July 1, 1983"

Insert: "on passage and approval"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 663

A statement of intent is required for this bill because it grants rulemaking authority to the Department of Social and Rehabilitation Services (SRS) to administer the state plan on aging.

Section 2 states that the purpose of the bill is to grant the Department authority to develop and administer the state plan on aging, to coordinate services to the aged pursuant to the federal Older Americans Act and to establish or redesignate planning and service areas to facilitate the implementation of the Older Americans Act.

Section 2 further states that it is the intent of the legislature that the number of planning and service areas be limited so that unnecessary administrative costs are eliminated.

It is the legislature's intent that the Department's rulemaking authority be limited to the following areas:

(1) Designation and method of designation every 4 years of not less than 7 and not more than 10 planning and service areas.

(2) Designation of area agencies to administer the planning and service areas.

(3) Statement of purposes of an area agency.

(4) Standards for contents of an area plan, for review and approval of the plan and for changing an area plan.

(5) Standards for establishment of an area agency advisory council.

HB 671, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "and"

Strike: "x-ray photographs"

Insert: "radiographs"

And, as amended, do pass. Report adopted.

HB 687, introduced bill, be amended as follows:

1. Title, line 5.

Strike: "QUALIFICATIONS,"

Following: "APPLICATION"

Strike: " , "

2. Title, line 7.

Strike: "37-3-305"

Following: "37-3-309"

Strike: " , "

3. Pages 1 and 2.

Following: the enacting clause

Strike: section 1 in its entirety

Renumber: subsequent sections

4. Page 4.

Following: line 23

Insert: "(3) An applicant who is a graduate of a foreign medical school shall have passed an examination given by the education council for foreign medical graduates or successors."

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HB 708, introduced bill, be amended as follows:

1. Page 1, line 23.

Following: "recipient, the"

Insert: "size and"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 708

A statement of intent is required for this bill because section 1 grants the Department of Social and Rehabilitation Services rulemaking authority relating to eligibility and administration of the low income energy assistance program.

It is intended that the Department will follow federal guidelines and regulations in establishing the program. It is expected that the Department will vary eligibility and grant amounts to reflect appropriations available and number of persons to be served. The low income energy program is expected to be available evenly statewide, with substate entities administering the program relating to eligibility determination and outreach with the Department administering vendor payment policies and direct administrative activities at the local level to insure statewide program consistency.

HB 782, introduced bill, be amended as follows:

1. Title, line 7.

Strike: "MASTERS OF"

Following: "WORK"

Insert: "EXAMINERS"

2. Page 3, line 5.

Following: "board of"

Strike: "masters of"

Following: "work"

Insert: "examiners"

3. Page 7, line 2.

Following: "board [of]"

Strike: "masters of"

Following: "social work"

Insert: "examiners"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 782

It is intended that the Board of Behavioral Science promulgate the rules proposed by professional boards under it. The Board will not change proposed rules but accept or reject such rules based upon Board discretion.

All rules promulgated by the Board therefore must be subject to statements of intent and statutory implementation of the professional boards. No substantive rules would originate in the Board of Behavioral Science.

HB 856, do pass. Report adopted.

HB 873, do pass. Report adopted.

HB 880, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

2/21/83

HB 278, introduced bill, be amended as follows:

1. Title, line 7.

Following: "DRUGS;"

Insert: "INCREASING, IN CERTAIN INSTANCES, THE PERIOD OF SUSPENSION OF THE DRIVER'S LICENSE OF A PERSON REFUSING TO SUBMIT TO A CHEMICAL TEST; EXPANDING THE GEOGRAPHICAL APPLICATION OF THE LAWS PROHIBITING DRIVING UNDER THE INFLUENCE OF ALCOHOL;"

2. Title, line 8.

Following: "61-2-302"

Insert: ", 61-8-101, 61-8-401 THROUGH 61-8-404,"

3. Page 3, line 16.

Following: "convicted"

Insert: "two or more times"

4. Page 3, line 19.

Following: "from"

Strike: "his"

Insert: "the second or subsequent"

5. Page 3.

Following: line 21

Insert: "Section 2. Section 61-8-101, MCA, is amended to read:

"61-8-101. Application — exceptions. (1) As used in this chapter, "ways of the state open to the public" means any highway, road, alley, lane, parking area, or other public or private place adapted and fitted for public travel that is in common use by the public with the express or implied consent of the owner.

(1)(2) The provisions of this chapter relating to the operation of vehicles refer exclusively to the operation of vehicles upon highways except:

(a) where a different place is specifically referred to in a given section;

(b) the provisions of 61-8-301 and 61-8-401, with regard to operating a vehicle while under the influence of drugs, shall apply upon highways and elsewhere throughout the ways of the state open to the public.

(2) The operation of motor vehicles directly across the public roads and highways of this state, especially as required in the transportation of natural resource products, including agricultural products and livestock, shall not be considered to be the operation of such vehicles on the public roads and highways of this state provided that such crossings are adequately marked with warning signs or devices. Such crossings are subject to provisions relating to stopping before entry and to restoration of any damage as may reasonably be

prescribed by the state or local agency in control of safety of operation of the public highway involved."

Section 3. Section 61-8-401, MCA, is amended to read:

"61-8-401. Persons under the influence of alcohol or drugs. (1) It is unlawful and punishable as provided in 61-8-714(1) for any person who is under the influence of:

(a) alcohol to drive or be in actual physical control of a motor vehicle upon the highways ways of this the state open to the public;

(b) a narcotic drug to drive or be in actual physical control of a motor vehicle within this state; or

(c) any other drug to a degree which renders him incapable of safely driving a motor vehicle to drive or be in actual physical control of a motor vehicle within this state.

(2) The fact that any person charged with a violation of subsection (1) is or has been entitled to use such a drug under the laws of this state does not constitute a defense against any charge of violating subsection (1).

(3) In any criminal prosecution for a violation of subsection (1) of this section relating to driving a vehicle while under the influence of alcohol, the amount of alcohol in the defendant's blood at the time alleged, as shown by chemical analysis of the defendant's blood, urine, breath, or other bodily substance, shall give rise to the following presumptions:

(a) If there was at that time 0.05% or less by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was not under the influence of alcohol.

(b) If there was at that time in excess of 0.05% but less than 0.10% by weight of alcohol in the defendant's blood, that fact shall not give rise to any presumption that the defendant was or was not under the influence of alcohol but such fact may be considered with other competent evidence in determining the guilt or innocence of the defendant.

(c) If there was at that time 0.10% or more by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was under the influence of alcohol.

(4) Percent by weight of alcohol in the blood shall be based upon grams of alcohol per 100 cubic centimeters of blood.

(5) Each municipality in this state is given authority to enact 61-8-714 and subsections (1) through (4) of this section with the word "state" in subsection (1) of this section changed to read "municipality", as an ordinance and is given jurisdiction of the enforcement of the ordinance and of the imposition of the fines and penalties therein provided."

Section 4. Section 61-8-402, MCA, is amended to read:

"61-8-402. Chemical blood, breath, or urine tests. (1) Any person who operates a motor vehicle upon the public highways ways of this the state open to the public shall be deemed to have given consent, subject to the provisions of 61-8-401, to a chemical test of his blood, breath, or urine for the purpose of determining the alcoholic content

of his blood if arrested by a peace officer for driving or in actual physical control of a motor vehicle while under the influence of alcohol. The test shall be administered at the direction of a peace officer having reasonable grounds to believe the person to have been driving or in actual physical control of a motor vehicle upon the public highways ways of this the state open to the public, while under the influence of alcohol. The arresting officer may designate which one of the aforesaid tests shall be administered.

(2) Any person who is unconscious or who is otherwise in a condition rendering him incapable of refusal shall be deemed not to have withdrawn the consent provided by subsection (1) of this section.

(3) If a person under arrest refuses upon the request of a peace officer to submit to a chemical test designated by the arresting officer as provided in subsection (1) of this section, none shall be given, but the division, upon the receipt of a sworn report of the peace officer that he had reasonable grounds to believe the arrested person had been driving or was in actual physical control of a motor vehicle upon the public highways ways of this the state open to the public, while under the influence of alcohol and that the person had refused to submit to the test upon the request of the peace officer, shall suspend the license or driving privilege of such person on the highways of this state for a period of 60 days in accordance with subsection (4).

(4) Suspension under this section must be for the following time periods:

(a) If the person's driving record shows no prior refusals to submit to a chemical test pursuant to this section, his license must be suspended for 60 days.

(b) If the person's driving record shows a prior refusal to submit to a chemical test pursuant to this section, his license must be suspended for 1 year. Like refusal by a nonresident shall be subject to suspension by the division in like manner. All such suspensions are subject to review as hereinafter provided."

Section 5. Section 61-8-403, MCA, is amended to read:

"61-8-403. Right of appeal to court. The division shall immediately notify any person whose license or privilege to drive has been suspended, as hereinbefore authorized, in writing and such person shall have the right to file a petition within 30 days thereafter for a hearing in the matter in the district court in the county wherein such person shall reside. Such court is hereby vested with jurisdiction and it shall be its duty to set the matter for hearing upon 30 days' written notice to the county attorney of the county wherein the appeal is filed and such county attorney shall represent the state, and thereupon the court shall take testimony and examine into the facts of the case, except that the issues shall be limited to whether a peace officer had reasonable grounds to believe the person had been driving or was in actual physical control of a vehicle upon the public highways ways of the state open to the public, while under the influence of alcohol, whether the person was placed under arrest, and whether such person refused to submit to the test. The court shall thereupon determine whether the petitioner is entitled to a license or is subject to suspension as heretofore provided."

Section 6. Section 61-8-404, MCA, is amended to read:

"61-8-404. Evidence admissible. (1) Upon the trial of any criminal action or proceeding arising out of acts alleged to have been committed by any person while driving or in actual physical control of a motor vehicle while under the influence of alcohol, evidence of the amount of alcohol in the person's blood at the time of the act alleged as shown by a chemical analysis of his blood, breath, or urine is admissible.

(2) If the person under arrest refused to submit to the test as hereinabove provided, proof of refusal shall be admissible in any criminal action or proceeding arising out of acts alleged to have been committed while the person was driving or in actual physical control of a motor vehicle upon the public highways ways of the state open to the public while under the influence of alcohol.

(3) The provisions of this part do not limit the introduction of any other competent evidence bearing on the question of whether the person was under the influence of alcohol."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

HB 855, do pass. Report adopted.

HB 857, do pass. Report adopted.

HJR 29, introduced bill, be amended as follows:

1. Page 1, line 19.

Strike: "WHEREAS" through "and" on line 1, page 2

2. Page 2, line 9.

Following: "sex"

Strike: "but" through "time" on line 10

Insert: "and wishes"

3. Page 2, line 12.

Following: "Legislature"

Strike: "does" through "and" on line 15

4. Page 2, line 18.

Strike: "because" through "issue," on line 19

And, as amended, do pass. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/21/83

HB 887, do pass. Report adopted.

HJR 30, introduced bill, be amended as follows:

1. Title, line 6.

Following: "AGENCIES"

Insert: ", LOCAL GOVERNMENTS, AND THE MONTANA UNIVERSITY SYSTEM"

2. Title, line 7.

Following: "STATE"

Insert: ", LOCAL GOVERNMENT, AND THE UNIVERSITY SYSTEM"

3. Page 1, line 14.

Following: "state"

Insert: "and local"

4. Page 1, line 15.

Following: "government"

Insert: "and the Montana university system"

5. Page 1, line 23.

Following: "hardship"

Insert: " , "

6. Page 1, line 24.

Following: "state"

Insert: "and local"

Following: "government"

Insert: "and the Montana university system"

7. Page 2, line 3.

Following: "state"

Insert: "or local government"

Following: "position"

Insert: "or a position within the university system"

8. Page 2, line 11.

Following: "state"

Insert: "and local"

Following: "government"

Insert: "and the Montana university system"

9. Page 2, line 13.

Strike: "and"

Insert: " , "

10. Page 2, line 15.

Following: "agency"

Insert: " , to the governing body of each political subdivision; and to the president of each unit of the Montana university system"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

2/21/83

HB 730, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent, Chairman):

2/21/83

HB 100, introduced bill, be amended as follows:

1. Page 2, line 13.

Following: "that"

Strike: "diversifies and stabilizes"

Insert: "strengthens"

2. Page 3, line 6.

Following: "principal"

Strike: "and interest"

3. Page 3, line 21.

Following: "security"

Insert: "and return"

4. Page 4, line 6.

Following: "production;"

Strike: "and"

5. Page 4, line 7.

Following: line 6

Insert: "(4) encourage or benefit the processing, refining, marketing, and innovative use and promotion of Montana's agricultural products;

(5) pay the prevailing wage for that occupation, or utilize contractors who pay the prevailing wage, for any construction made possible by state investment;

(6) have demonstrable affirmative action plans for employing veterans, women, minorities, and the handicapped; or"

Renumber: subsequent subsection

6. Page 9, line 16.

Following: line 15

Insert: "interest and"

7. Page 9, line 19.

Following: "board"

Strike: "may"

Insert: "shall"

8. Page 10, line 15.

Following: "which"

Strike: "men"

Insert: "people"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 100

(1) A statement of intent is required for this bill because it grants rulemaking authority to the Montana economic development board in section 16. These rules will include definitions of small- and medium-sized businesses, a method of commitment of funds to financial institutions, setting service fees for loans, defining types of permissible investments, and procedural rules to govern the board's proceedings.

(2) It is the intent of the legislature that:

(a) the definitions of small- and medium-sized business be based on either the number of employees of the business, the level of capitalization of the business, or a combination of these factors;

(b) the method of committing funds to financial institutions be similar to the method utilized by the board of housing for committing funds for housing developments to financial institutions;

(c) the level of service fees be set to cover the costs associated with processing the investment and be similar to those charged by financial institutions;

(d) the permissible investments adopted by rules be based on the long-term benefit to the Montana economy and adhere to the prudent-man rule. The investments should be aimed at diversifying, strengthening, and stabilizing the Montana economy and increasing employment opportunities while maintaining and improving a clean and healthful environment; and

(e) the procedural rules be based on the Attorney General's model rules.

HB 371, introduced bill, be amended as follows:

1. Page 2, line 23.

Following: "associations,"

Strike: "and"

Following: "and loan associations"

Insert: ", and credit unions"

2. Page 4, line 7.

Following: "that"

Strike: remainder of line 7 through "(ii)" on line 10

And, as amended, do pass. Report adopted.

HB 685, introduced bill, be amended as follows:

1. Page 2, line 24.

Following: "Montana"

Strike: "businesses"

Insert: "capital companies"

2. Page 3, line 6.

Following: "investments"

Strike: remainder of line 6 through "committed" on line 7

Insert: "in capital companies in the order in which they are qualified"

3. Page 3, line 20.

Following: "employment"

Insert: "of Montanans"

4. Page 3, line 25.

Following: "businesses"

Insert: ", at least 60% of whose facilities and personnel are"

5. Page 4, line 4.

Following: "sources"

Insert: ", including those owned and operated by women and minorities"

6. Page 5, line 22.

Strike: "and"

7. Page 6, line 1.

Following: page 5

Insert: "(ix) tourism; and"

8. Page 7, line 9.

Following: "(1)"

Strike: remainder of line 9 through "the" on line 11

Insert: "The"

9. Page 7, line 19.

Following: "requires."

Strike: remainder of lines 19 through 21 in their entirety

10. Page 7, line 23.

Following: "exceed"

Strike: remainder of line 23 through "or" on line 24

11. Page 7, line 24.

Following: "\$375,000"

Strike: ", whichever is less"

12. Page 10, line 8.

Following: "which"

Strike: remainder of line 8 through "investment" on line 9

Insert: "the certified company was designated as a qualified capital company by the department"

13. Page 10, line 11.

Following: "which"

Strike: remainder of line 11 through "investment" on line 12

Insert: "the certified company was designated as a qualified capital company by the department"

14. Page 10, line 14.

Following: "which"

Strike: remainder of line 14 through "investment" on line 15

Insert: "the certified company was designated as a qualified capital company by the department"

15. Page 11, line 1.

Following: "company."

Insert: "The department of revenue may abate the penalty if the capital company establishes reasonable cause for the failure to make qualified investments pursuant to subsection (2) and that the failure was not due to neglect on the part of the company."

16. Page 12, line 2.

Following: "the"

Strike: "capital base of a Montana capital company"

Insert: "equity raised by a Montana capitol company under [this act]"

17. Page 13, line 22.

Following: "it."

Insert: "In the event of liquidation of the assets, any penalty imposed pursuant to [section 7 of this act] shall be included in the claims to be paid."

18. Page 15, line 6.

Following: "(2)"

Strike: remainder of lines 6 and 7 in their entirety

Insert: "the condition that a tax credit will not be made available until the company raises at least \$200,000 in capital, and has been designated a qualified capital company,"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 685

A Statement of Intent is required for House Bill 685 because it grants rulemaking authority to the Department of Commerce to implement the act.

It is the intention of the legislature that the tax credits herein provided be applied only in the case of properly qualified investments. It is therefore the intention of the legislature that the department of commerce, in making rules to define a small business, use whatever means necessary to arrive at a definition of small business which takes into account the unique nature of Montana small business. It is similarly the intention of the legislature that in the development of rules for certification and qualification of capital companies, the department shall take into account the capital needs of the state based upon such information made available to it on its own initiative and through such hearings as are necessary to achieve the purposes of the act. It is further the intention of the legislature that in determining such rules as are necessary to carry out the examination functions of the act, the department shall take into account commonly

accepted principles of financial institution examinations currently in use in the examination of banks and other such institutions. It is further the intention of the legislature that the rules authorized in the act be adopted in a timely fashion.

HB 700, introduced bill, be amended as follows:

1. Page 6, line 3.

Following: "provide"

Strike: remainder of line 3

Insert: "financial"

2. Page 6, line 4.

Following: "planning,"

Strike: remainder of line 4 through "projects" on line 5

Insert: "and technical assistance"

3. Page 25, line 1.

Following: "applications"

Insert: "and for notifying the local government of the application for purposes of complying with [section 26]."

4. Page 25, lines 5 through 7.

Strike: subsection (ii) in its entirety

Renumber: subsequent subsections

5. Page 29, line 9.

Following: "(1)"

Insert: "(a)"

Strike: "the board shall conduct hearings"

Insert: "a hearing must be conducted"

6. Page 29, line 12.

Following: "located"

Strike: remainder of lines 12 through 16 in their entirety

Insert: "must be notified and within 14 days must advise the board if it elects to conduct the hearing; or"

Renumber: subsequent subsection

7. Page 29, line 18.

Following: "hearing"

Strike: "in Helena"

8. Page 29, line 20.

Following: line 19

Insert: "(3) If the hearing required by subsection (2) is conducted by a local government, the governing body of the local government must notify the board of its determination of whether the project is in the public interest within 14 days of the completion of the public hearing."

Renumber: subsequent subsection

9. Page 30, line 14.

Strike: "(1)"

10. Page 30, line 16.

Following: "year"

Insert: "by or at the direction of the legislative auditor. The actual cost of the audit shall be paid from the board's funds"

11. Page 30, lines 17 through 19.

Strike: subsection (2) in its entirety

12. Page 30, line 25.

Following: "public"

Insert: "interest and"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 700

A statement of intent is required for House Bill 700 because it provides rulemaking authority for the Montana economic development board in Section 21 of the bill.

It is the intention of the legislature that in implementing the rulemaking provisions of the bill, the board will examine the procedures used in other states to take advantage of proven methods of soliciting and reviewing applications for loans. It is further the intention of the legislature that the board will maintain close contact and solicit the opinions of the investment businesses in Montana and the financial institutions of the state. It is further the intention of the legislature that in the examination of the rules provided for assessment of a collection of fees in connection with its programs, the board shall make a concerted effort to consider not only the needs of the board, but the needs of the potential borrowers of the state and the general need for capital investment in Montana. Where possible, the board shall use proven methods of operation which have been provided through the experience of other boards in the state and the experience of other states. The rules should also provide for a local hearing to be held to determine whether a proposed project is in the public interest.

HB 721, introduced bill, be amended as follows:

1. Title, line 8.

Following: "PROJECTS"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 12.

Following: "is"

Strike: "a"

Insert: "created a public body corporate designated as the"

Following: "authority."

Insert: "This authority is constituted a public instrumentality, and its exercise of the powers conferred by [sections 2 through 26] shall be considered and held to be the performance of an essential public function."

3. Page 1, line 14.

Following: "2-15-124."

Strike: remainder of line 14 through "2-15-121" on line 15, page 2

Insert: "The board must be broadly representative of the state, seeking to balance professional expertise and public accountability."

(3) Members must be appointed within 60 days of [the effective date of this act] in accordance with the manner prescribed in 2-15-124.

(4) The board is designated as a quasi-judicial board for the purposes of 2-15-124.

(5) The board is allocated to the department of commerce for administrative purposes only as provided in 2-15-121. The board has authority over its own personnel as provided in [section 9]."

4. Page 3, line 13.

Following: "institution"

Strike: remainder of line 13 through "and" on line 16

5. Page 3, line 17.

Following: "such indebtedness"

Strike: remainder of line 17 through "incurred" on line 20

6. Page 3, line 25.

Following: "Eligible health facility."

Strike: remainder of line 25 through line 23, page 4

Insert: "(1) Eligible health facility means any structure or building used as a hospital, clinic, nursing home, or other health care facility as defined in 50-5-101; center for developmentally disabled; center for the handicapped; chemical dependency treatment center; nursing school; medical teaching facility; laboratory; dental care facility; or other structure or facility related to any of the foregoing or required or useful for the operation of a health facility by a health institution. These related facilities include supporting service structures and all necessary, useful, and related equipment, furnishings, and appurtenances and include without limitation the acquisition, preparation, and development of all lands and real and personal property necessary or convenient as a site for any of the foregoing.

(2) An eligible health facility does not include such items as food, fuel, supplies, or other items that are customarily considered as current operating expenses; and eligible health facility does not include a structure used or to be used primarily for sectarian instruction or study or as a place for devotional activities or religious worship."

7. Page 7, line 10.

Following: "funds"

Insert: "obtained from the issuance of bonds and notes which are"

8. Page 10, line 6.

Following: "indebtedness."

Insert: "The interest, fees, and charges must be deposited to an earmarked revenue account to the credit of the authority."

9. Page 10, lines 15 through 17.

Following: line 14

Strike: line 15 through "thereof." on line 17

10. Page 11, line 8.

Following: "necessary"

Strike: line 8 through "compensation"

Insert: "Such employment and contracting must be done in consultation with the department."

11. Page 12, line 20.

Following: "bond"

Insert: "not in excess of \$50 million for any 2-year period"

12. Page 16, line 23.

Following: "16."

Strike: "Findings before"

Insert: "Procedure for"

Following: "bonds"

Insert: "(1)"

13. Page 17, line 2.

Following: line 1

Strike: line 2 through line 4

Insert: "(a) such facility will be operated by a health institution for the purpose of fulfilling its obligation to provide health care facilities; and (b)"

14. Page 17, line 5.

Strike: "(2)"

15. Page 17, line 7.

Following: line 6

Insert: "(2) The authority may not allow the proceeds of any bonds or notes to be expended for any facility until it has been shown that such facility is financially feasible and that there will be sufficient revenues to assure that principal and interest payments are made when they become due.

(3) The authority may not allow the proceeds of any bonds or notes to be expended for any facility until it has considered the ability of the health institution to operate such a facility based on the health institution's experience and expertise.

(4) The authority must insure that its financings consistently provide fair and realistic terms and covenants sufficient to protect the position of the lenders or bondholders."

16. Page 18, line 16.

Following: "of the"

Strike: "authority"

Insert: "health facility being financed"

17. Page 20, line 5.

Following: line 4

Strike: "must"

Insert: "may"

18. Page 20, line 7.

Strike: "must"

Insert: "may"

19. Page 20, line 10.

Strike: "must"

Insert: "may"

20. Page 20, line 13.

Strike: "must"

Insert: "may"

21. Page 24, line 1.

Strike: "(1)"

22. Page 24, line 2.

Following: "year"

Insert: ", by or at the direction of the legislative auditor. The actual cost of the audit shall be paid from the authority's funds"

23. Page 24, lines 3 through 5.

Strike: subsection (2) in its entirety

24. Page 24, line 18.

Following: line 17

Insert: "Section 29. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 721

A statement of intent is required for this bill because it grants the Health Facility Authority the power to adopt rules to administer this chapter. The Legislature intends that these rules include:

- (1) procedural rules to govern the Authority;
- (2) procedures for assessing applications;
- (3) the establishment of fees to be charged by health institutions using the procedures of the authority; and
- (4) procedures for determining the eligibility of a facility.

The legislature declares that the purpose of this bill is health care cost containment. By making this bonding authority available, the legislature intends that health care costs will be contained by reducing the costs of facilities and equipment so that these savings may be passed on to consumers.

HB 733, introduced bill, be amended as follows:

1. Title, line 10.

Following: "REPAYMENTS"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 5, line 6.

Strike: "\$150,000"

Insert: "\$500,000"

3. Page 5, line 10.

Strike: "\$10"

Insert: "\$25"

4. Page 23, line 13.

Strike: "(1)"

5. Page 23, line 19.

Following: "year"

Insert: "by or at the direction of the legislative auditor. The actual costs of the audit shall be paid from the board's funds"

6. Page 23, lines 20 through 22.

Strike: subsection (2) in its entirety

7. Page 25, line 7.

Following: line 6

Insert: "Section 34. Municipal finance guaranty fund. (1) The board shall create a municipal finance guaranty fund. The fund must be held by a trustee or other fiduciary designated by the board. There must be deposited into the fund amounts, insurance fees, premiums, and such other revenues and assets as the board considers necessary to comply with any contract or agreement entered into by the board under [sections 1 through 29]. The board may borrow from and deposit in the municipal finance guaranty fund up to \$2.5 million from any available state fund, including funds of the Montana board of housing.

(2) The amounts in the fund must be used to satisfy any claim resulting from a defaulted loan, lease, or other credit agreement. The amounts in the fund may also be used for any other purpose prescribed by the board in accordance with guaranty contracts with

financial institutions entered into pursuant to [sections 1 through 29], including without limitation the protection of the interest of the board in projects during periods of delinquency or upon default.

(3) The minimum reserve requirement for the municipal finance guaranty fund must be such amount as may be provided in an agreement, resolution, or indenture with the holders of bonds issued under [sections 1 through 29], but not in excess of the aggregate annual payments due under the loans, leases, or other credit agreements guaranteed by the board. No loan, lease, or other credit agreement may be guaranteed by the board if the amount of money available in the municipal finance guaranty fund would be less than the minimum reserve requirement.

(4) In order to assure the maintenance of the municipal finance guaranty fund, the chairman of the board shall, on or before September 1 in each year preceding the convening of the legislature, deliver to the governor a certificate stating the sum, if any, required to restore the municipal finance guaranty fund to the minimum reserve requirement. The governor shall include in the executive budget submitted to the legislature the sum required to restore the municipal finance guaranty fund to the minimum reserve requirement.

(5) All amounts remitted to the board under this section constitute loans to the board and must be repaid to the state treasury without interest from available operating revenues of the board in excess of amounts required for the guarantee of loans."

Renumber: subsequent sections

8. Page 25, line 25.

Following: line 24

Insert: "Section 37. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

HB 818, introduced bill, be amended as follows:

1. Page 1, line 13.

Following: "exceed"

Strike: "\$2"

Insert: "\$10"

2. Page 1, line 18.

Following: line 17

Strike: "reserve fund"

Insert: "guaranty funds"

Following: "[_____ Bill No. _____, LC 474]"

Insert: "[House Bills 700, 733, or 871]"

3. Page 2, line 3.

Following: "of the"

Strike: "reserve fund"

Insert: "guaranty funds"

4. Page 2, line 4.

Following: "in"

Strike: "[_____ Bill No. _____, LC 474]"

Insert: "[House Bills 700, 733, or 871]"

5. Page 2, lines 14 through 17.

Strike: section 4 in its entirety
Renumber: subsequent sections

6. Page 2, lines 20 through 23.

Strike: "the above-referenced bill"

Insert: "[House Bills 700, 733, or 871]" in both lines

7. Page 3, line 20.

Strike: "is"

Insert: "are"

And, as amended, do pass. Report adopted.

HB 871, introduced bill, be amended as follows:

1. Title, line 11.

Following: "AUTHORITY"

Insert: "; AMENDING SECTION 90-6-104, MCA"

2. Title, line 7.

Following: "DEVELOPMENT"

Strike: "AUTHORITY"

Insert: "BOARD"

3. Page 1.

Strike: everything following the enacting clause

Insert: "NEW SECTION. Section 1. Definitions. As used in [sections 1 through 26], unless the context requires otherwise, the following definitions apply:

(1) "Board" means the Montana economic development board created in [section 27].

(2) "Bond" means any bond, note, debenture, interim certificate, or other evidence of financial indebtedness issued by the board pursuant to [sections 1 through 26].

(3) "Department" means the department of commerce provided for in 2-15-1801.

(4) "Financial institution" means any bank, savings and loan association, credit union, development credit corporation, insurance company, investment company, trust company, savings institution, or other financial institution approved by the board and maintaining an office in the state.

(5) "Project" means a project as defined in 90-5-101.

(6) "Project costs" means the costs of acquiring or improving any project, including the following:

(a) the actual cost of acquiring or improving real estate for any project;

(b) the actual cost of construction of all or any part of a project, including architects' and engineers' fees;

(c) all expenses in connection with the authorization, sale, and issuance of the bonds to finance such acquisition or improvement;

(d) bond reserves and premiums for insurance or guaranty of loan payments or lease rentals pledged to pay the bonds; and

(e) the interest on such bonds for a reasonable time prior to construction, during construction, and not exceeding 6 months after completion of construction.

NEW SECTION. Section 2. Powers of the board. The board may:

- (1) sue and be sued;
- (2) have a seal;
- (3) adopt all procedural and substantive rules necessary for the administration of [sections 1 through 26];
- (4) make contracts, agreements, and other instruments necessary or convenient for the exercise of its powers under [sections 1 through 26];
- (5) invest any funds not required for immediate use, as the board considers appropriate, subject to any agreements with its bondholders and noteholders;
- (6) arrange for lines of credit from and enter into participation agreements with any financial institution;
- (7) issue bonds for the purpose of defraying the cost of acquiring or improving any project or projects and securing the payment of the bonds as provided in [sections 1 through 26];
- (8) enter into agreements or other transactions with and accept grants and the cooperation of any governmental agency in furtherance of [sections 1 through 26];
- (9) sell, purchase, or insure loans to finance the costs of projects;
- (10) accept services, appropriations, gifts, grants, bequests, and devises and utilize or dispose of them in carrying out [sections 1 through 26];
- (11) enter into agreements or other transactions with a federal agency, an agency or instrumentality of the state, a municipality, a private organization, or any other entity or organization in carrying out [sections 1 through 26];
- (12) with regard to property:
 - (a) acquire real or personal property or any right, interest, or easement therein by gift, purchase, transfer, foreclosure, lease, or otherwise;
 - (b) hold, sell, assign, lease, encumber, mortgage, or otherwise dispose of such property;
 - (c) hold, sell, assign, or otherwise dispose of any lease, mortgage, or loan owned by it or in its control or custody;
 - (d) release or relinquish any right, title, claim, interest, easement, or demand, however acquired, including any equity or right of redemption;
 - (e) make any disposition by public or private sale, with or without public bidding;
 - (f) commence any action to protect or enforce any right conferred upon it by any law, mortgage, contract, or other agreement;
 - (g) bid for and purchase property at any foreclosure or other sale or acquire or take possession of it in lieu of foreclosure;

(h) operate, manage, lease, dispose of, and otherwise deal with such property in any manner necessary or desirable to protect its interests or the holders of its bonds or notes, provided such action is consistent with any agreement with such holders;

(13) service, contract, and pay for the servicing of loans;

(14) provide financial analysis and technical assistance where considered appropriate;

(15) consent, whenever it considers necessary or desirable in fulfilling its purposes, to the modification of the rate of interest, time, and payment of any installment of principal, interest, security, or any other term of any contract, lease agreement, loan agreement, mortgage, mortgage loan, mortgage loan commitment, construction loan, advance contract, or agreement of any kind, subject to any agreement with bondholders and noteholders;

(16) collect reasonable interest, fees, and charges in connection with making and servicing its lease agreements, loan agreements, mortgage loans, notes, bonds, commitments, and other evidences of indebtedness. Interest, fees, and charges are limited to the amounts required to pay the costs of the board, including operating and administrative expenses and reasonable allowances for losses that may be incurred.

(17) procure insurance or guaranties in amounts and in the form the board considers desirable or necessary, from any party, including a governmental agency, against any loss in connection with its lease agreements, loan agreements, mortgage loans, and other assets or property; and

(18) perform any other acts necessary and convenient to carry out the purposes of the board and [sections 1 through 26].

NEW SECTION. Section 3. Financing programs of the board.

(1) The board may:

(a) invest in, purchase or make commitments to purchase, and take assignment from financial institutions of notes, mortgages, loan agreements, and other securities evidencing loans for the acquisition, construction, reconstruction, or improvement of projects located in the state, under terms and conditions determined by the board;

(b) acquire, by construction, purchase, devise, gift, lease, or any combination of methods, from financial institutions, projects located in the state and lease such projects to others for such rentals and upon such terms and conditions as determined by the board; or

(c) make loans to financial institutions, under terms and conditions determined by the board, requiring the proceeds to be used by the financial institution for the purpose of financing the acquisition, construction, reconstruction, or improvement of projects located in the state.

(2) The board may not operate any project as a business or in any other manner except as the lessor thereof or as may be necessary for a temporary period through the enforcement of its rights under a lease, loan agreement, or other security agreement.

NEW SECTION. Section 4. Bonds and notes for major projects.

(1) The board may by resolution issue negotiable notes and bonds in a principal amount as the board determines necessary to provide

sufficient funds for achieving any of its purposes, including the payment of interest on notes and bonds of the board, establishment of reserves to secure the notes and bonds, including the reserve funds created under [section 13], and all other expenditures of the board incident to and necessary or convenient to carry out [sections 1 through 26].

(2) The board may by resolution, from time to time, issue notes to renew notes and bonds or to pay notes, including interest, and whenever it considers refunding expedient, refund any bonds by the issuance of new bonds, whether or not the bonds to be refunded have matured, or issue bonds partly to refund bonds outstanding and partly for any of its other purposes.

(3) Except as otherwise expressly provided by resolution of the board, every issue of its bonds is an obligation of the board payable out of any revenue, assets, or money of the board, subject only to agreements with the holders of particular notes or bonds pledging particular revenues, assets, or money.

(4) The notes and bonds shall be authorized by resolutions of the board, bear a date, and mature at the times the resolutions provide. A note may not mature more than 5 years from the date of its issue. A bond may not mature more than 40 years from the date of its issue. The bonds may be issued as serial bonds payable in annual installments, as term bonds, or as a combination thereof. The notes and bonds shall bear interest at a stated rate or rates or at a rate or rate determination as stated, be in denominations, be in a form, either coupon or registered, carry registration privileges, be executed in a manner, be payable in a medium of payment, at places inside or outside the state, and be subject to terms of redemption as provided in resolutions. The notes and bonds of the board may be sold at public or private sale, at prices above or below par, as determined by the board, and in a manner such that interest on the bonds is either exempt from or subject to federal income tax.

(5) The bonds issued under [sections 1 through 26] are exempt from the Montana Securities Act, but copies of all prospectus and disclosure documents must be deposited with the state securities commissioner for public inspection.

(6) The total amount of bonds outstanding at any one time for major projects, except bonds as to which the board's obligations have been satisfied and discharged by refunding or bonds for which reserves for payment or other means of payment have been provided, may not exceed \$50 million.

NEW SECTION. Section 5. Bond anticipation notes — issuance — payment of principal and interest. (1) The board may, pending the issuance of bonds, issue temporary notes in anticipation of the proceeds to be derived from the sale of the bonds. The notes shall be designated as "bond anticipation notes". The proceeds of the sale of the bond anticipation notes must be used only for the purpose for which the proceeds of the bonds could be used, including costs of issuance. If, prior to the issuance of the bonds, it becomes necessary to redeem outstanding notes, additional bond anticipation notes may be issued to redeem the outstanding notes. No renewal of any note may be issued after the sale of bonds in anticipation of which the original notes were issued.

(2) Bond anticipation notes or other short-term evidences of indebtedness maturing not more than 3 years after the date of issue may be issued from time to time as the proceeds thereof are needed. The notes must be authorized by the board and must have such terms and details as may be provided by resolution of the board. However, each resolution of the board authorizing notes must:

(a) describe the need for the proceeds of the notes to be issued; and

(b) specify the principal amount of the notes or maximum principal amount of the notes which may be outstanding at any one time, the rate or rates of interest or maximum rate of interest or interest rate formula (to be determined in the manner specified in the resolution authorizing the notes to be incurred through the issuance of such notes), and the maturity date or maximum maturity date of the notes.

(3) Subject to the limitations contained in this section and the standards and limitations prescribed in the authorizing resolution, the board in its discretion may provide for the notes described in subsection (2) to be issued and sold, in whole or in part, from time to time. The board may delegate to the administrator of the board the power to determine the time or times of sale, the manner of sale, the amounts, the maturities, the rate or rates of interest, and such other terms and details of the notes as considered appropriate by the board or the administrator in the event of such delegation. The board in its discretion but subject to the limitations contained in this section may also provide in the resolution authorizing the issuance of notes for:

(a) the employment of one or more persons or firms to assist the board in the sale of the notes;

(b) the appointment of one or more banks or trust companies, either inside or outside the state of Montana, as depository for safekeeping and as agent for the delivery and payment of the notes;

(c) the refunding of the notes from time to time, without further action by the board, unless and until the board revokes such authority to refund; and

(d) such other terms and conditions as the board considers appropriate.

(4) In connection with the issuance and sale of notes as provided in this section, the board may arrange for lines of credit with any bank, firm, or person for the purpose of providing an additional source of repayment for notes issued pursuant to this section. Amounts drawn on such lines of credit may be evidenced by negotiable or nonnegotiable notes or other evidences of indebtedness, containing such terms and conditions as the board may authorize in the resolution approving the same.

NEW SECTION. Section 6. Provisions of bond resolutions. A resolution authorizing notes or bonds or any issue thereof may contain provisions, which must be a part of the contract or contracts with the holders thereof, as to:

(1) pledging all or any part of the revenue or property of the board to secure the payment of the notes or bonds or of any issue thereof, subject to existing agreements with noteholders or bondholders;

- (2) pledging all or any part of the assets of the board, including lease agreements, loan agreements, mortgages, and obligations securing them, to secure the payment of the notes or bonds or of any issue thereof, subject to existing agreements with noteholders or bondholders;
- (3) the use and disposition of the gross income from lease agreements, loan agreements, and mortgages owned by the board, and the payment of the principal of mortgages owned by the board;
- (4) the setting aside of reserves for sinking funds in the hands of trustees, paying agents, and other depositories and the regulation and disposition thereof;
- (5) limitations on the purpose for which the proceeds of the sale of notes or bonds may be applied and the pledge of the proceeds to secure the payment of the bonds or of any issue thereof;
- (6) limitations on the issuance of additional notes or bonds, the terms upon which additional notes or bonds may be issued and secured, and the refunding of outstanding notes or bonds;
- (7) the procedure, if any, by which the terms of any contract with noteholders or bondholders may be amended or abrogated, the amount of notes or bonds the holders of which shall consent thereto, and the manner in which such consent may be given;
- (8) a commitment to employ adequate and competent personnel at reasonable compensation; to set salaries, fees, and charges as may be determined by the board in conjunction with the department; and to maintain suitable facilities and services for the purpose of carrying out its programs;
- (9) vesting in a trustee such property, rights, powers, and duties in trust as the authority determines to be necessary;
- (10) defining the acts or omissions that shall constitute a default in the obligations and duties of the board to the holders of the notes or bonds and providing for the rights and remedies of the holders of the notes or bonds in the event of such default, including as a matter of right the appointment of a receiver; and
- (11) any other matters of like or different character that in any way affect the security or protection of the holders of the notes or bonds.

NEW SECTION. Section 7. Personal liability. The board and employees of the department are not personally liable or accountable by reason of the issuance of or on any bond or note issued by the board.

NEW SECTION. Section 8. Purchase of notes and bonds — cancellation. The board may, subject to existing agreements with noteholders or bondholders and out of any funds available for that purpose, purchase notes or bonds of the board, which shall then be canceled, at a price not exceeding:

- (1) the current redemption price plus accrued interest to the next interest payment if the notes or bonds are then redeemable; or
- (2) the redemption price applicable on the first date after the purchase on which the notes or bonds become subject to redemption, plus accrued interest to that date, if the notes or bonds are not then redeemable.

NEW SECTION. Section 9. Trust indenture. (1) In the discretion of the board, the bonds may be secured by a trust indenture between the board and a corporate trustee, which may be a trust company or bank having the power of a trust company, either inside or outside the state. A trust indenture may contain provisions for protecting and enforcing bondholders' rights and remedies that are reasonable, proper, and not in violation of law, including covenants setting forth the duties of the authority in relation to the exercise of its powers and the custody, safeguarding, and application of all money. The authority may provide by a trust indenture for the payment of the proceeds of the bonds and revenues to the trustee under the trust indenture of another depository and for the method of disbursement, with the safeguards and restrictions it considers necessary.

(2) All expenditures incurred in carrying out a trust indenture may be treated as part of the operating expenses of the board.

NEW SECTION. Section 10. Negotiability of bonds. Notes and bonds issued by the board are negotiable instruments under the Uniform Commercial Code, subject only to the provisions for registration of notes and bonds.

NEW SECTION. Section 11. Signatures of board members. If board members whose signatures appear on notes, bonds, or coupons cease to be members before the delivery of the notes or bonds, their signatures shall nevertheless be valid and sufficient for all purposes the same as if the members had remained in office until delivery.

NEW SECTION. Section 12. Accounts. The board may create funds and accounts necessary to complement [sections 1 through 26]. The funds and accounts may include:

- (1) a bond proceeds fund into which bond proceeds are deposited;
- (2) a common bond fund consisting of:
 - (a) a common debt service account;
 - (b) a capital reserve account as provided in [section 15]; and
 - (c) an operating account for defraying the operational costs of the board; and
- (3) other funds or accounts.

NEW SECTION. Section 13. Reserve funds and appropriations. (1) The board may establish a capital reserve account and pay into it any:

- (a) funds appropriated and made available by the state for the purpose of the account;
- (b) proceeds of the sale of notes or bonds to the extent provided in the resolutions or indentures of the board authorizing their issuance; and
- (c) other funds which may be available to the board from any other source for the purpose of the account.

(2) All funds held in the capital reserve account must be used solely for the payment of the principal of or interest on the bonds secured in whole or in part by the account or the sinking fund payments with respect to the bonds, the purchase or redemption of the

bonds, the payment of interest on the bonds, or the payment of any redemption premium required to be paid when the bonds are redeemed prior to maturity. Funds in the account may not be withdrawn at any time in an amount that reduces the account to an amount less than the sum of minimum capital reserve requirements established in the resolutions or indentures of the board for the account except, with respect to bonds secured in whole or in part by the account, for the purpose of making payment, when due, of principal, interest, redemption premiums, and sinking fund payments for the payment of which other money pledged is not available. Any income or interest earned by or incremental to the capital reserve account due to its investment may be transferred to other accounts of the board to an extent that does not reduce the amount of the capital reserve account below the sum of minimum capital reserve requirements for the account.

NEW SECTION. Section 14. Maintenance of capital reserve account. (1) In order to assure the maintenance of the capital reserve account, the chairman of the board shall, on or before September 1 in each year preceding the convening of the legislature, deliver to the governor a certificate stating the sum, if any, required to restore the capital reserve account to the minimum capital reserve requirement. The governor shall include in the executive budget submitted to the legislature the sum required to restore the capital reserve account to the sum of minimum capital reserve requirement. All sums appropriated by the legislature shall be deposited in the capital reserve account.

(2) All amounts appropriated to the board under this section constitute advances to the board and, subject to the rights of the holders of any bonds or notes of the board, must be repaid to the state general fund without interest from available operating revenues of the board in excess of amounts required for the payment of bonds, notes, or other obligations of the board, for maintenance of the capital reserve account, and for operating expenses.

NEW SECTION. Section 15. Refunding obligations. The board may provide for the issuance of refunding obligations for refunding any obligations then outstanding that have been issued under [sections 1 through 26], including the payment of any redemption of the obligations. The issuance of obligations, the maturities and other details, the rights of the holders, and the rights, duties, and obligations of the authority are governed by the appropriate provisions of [sections 1 through 26] that relate to the issuance of obligations. The proceeds of refunding obligations may be applied to the purchase, redemption, or payment of outstanding obligations. Pending the application of the proceeds of refunding obligations and other available funds to the payment of principal, accrued interests, and any redemption premium on the obligations being refunded and, if permitted in the resolution authorizing the issuance of the refunding obligations or in the trust agreement securing them, to the payment of interest on refunding obligations and expenses in connection with refunding, the proceeds may be invested in such securities as the board considers appropriate.

NEW SECTION. Section 16. Tax exemption of bonds. Bonds, notes, or other obligations issued by the board under [sections 1 through 26] and their transfer and income (including any profits made on their sale) are free from taxation by the state or any political subdivision or other instrumentality of the state, except for

inheritance, estate, and gift taxes. The board is not required to pay recording or transfer fees or taxes on instruments recorded by it.

NEW SECTION. Section 17. Project guaranty program. (1) The board may guarantee and make commitments to guarantee payment required by a loan, lease, or other credit arrangement for any project funded under [sections 1 through 26] or under 90-5-101 through 90-5-112, upon such terms and conditions as the board may prescribe in accordance with [sections 1 through 26]. In administering the guaranty program, the board may require the payment of a fee or premium, establish application fees, and prescribe application, notification, contract and guaranty forms, rules, regulations, and guidelines.

(2) Guaranties by the board under [sections 1 through 26] must:

(a) be made for a project which the board finds meets the policies and objectives of [sections 1 through 26];

(b) be made to an applicant for a guaranty approved by the board;

(c) contain amortization provisions satisfactory to the board; and

(d) be in such principal amount, be in such form, and contain such terms and provisions with respect to payment of property insurance, repairs, alterations, taxes, assessments, delinquency charges, and default remedies as the board determines to be necessary.

(3) The board is authorized from time to time to enter into guaranties, insurance contracts, or any other agreements or contracts with respect to the economic development guaranty fund and any guaranteed loan lease or other credit agreement. Any such agreement or contract may contain terms and provisions necessary or desirable in connection with the guaranty program, subject to the requirements established, including without limitation terms and provisions relating to loan documentation, review, approval procedures, origination and servicing rights and responsibilities, default obligations, procedures and obligations, and obligations with respect to guaranty contracts made under [sections 1 through 26].

(4) Any contract of guaranty made by the board under the authorization of [sections 1 through 26] must provide that claims payable thereunder must be paid from any amounts available in the economic development guaranty fund and from any amounts available under the terms of any applicable contract or agreement with the financial institution which originated the guaranteed loan. The obligation of the board to make payments under any such contract is limited solely to such sources and does not constitute a debt or liability of the state. Any guaranty contract and any rule, regulation, or guideline of the board implementing the guaranty program may contain such other terms, provisions, or conditions as the board considers necessary or appropriate, including without limitation those relating to the payment of guaranty premiums, the giving of notice, claim procedure, the sources of payment for claims, the priority of competing claims for payment, the release or termination of loan security and borrower liability, the timing of payment, the maintenance and disposition of projects and the use of amounts received during periods of loan delinquency or upon default, and any other provision concerning the rights of insured parties or conditions to the payment of guaranty claims. Any premiums for the guarantee of loan payments under the provisions of [sections 1 through 26] may

be determined on such basis and be payable by such person in such amounts and at such times as the board determines, and the amount of the premium need not be uniform among the various loans, leases, or other credit agreements guaranteed.

NEW SECTION. Section 18. Economic development guaranty fund. (1) The board shall create an economic development guaranty fund. The fund must be held by a trustee or other fiduciary designated by the board. There must be deposited into the fund amounts, insurance fees, premiums, and such other revenues and assets as the board considers necessary to comply with any contract or agreement entered into by the board under [sections 1 through 26]. The board may borrow from and deposit in the economic development guaranty fund up to \$2.5 million from any available state fund, including funds of the Montana board of housing.

(2) The amounts in the fund must be used to satisfy any claim resulting from a defaulted loan, lease, or other credit agreement. The amounts in the fund may also be used for any other purpose prescribed by the board in accordance with guaranty contracts with financial institutions entered into pursuant to [sections 1 through 26], including without limitation the protection of the interest of the board in projects during periods of delinquency or upon default.

(3) The minimum reserve requirement for the economic development guaranty fund must be such amount as may be provided in an agreement, resolution, or indenture with the holders of bonds issued under [sections 1 through 26], but not in excess of the aggregate annual payments due under the loans, leases, or other credit agreements guaranteed by the board. No loan, lease, or other credit agreement may be guaranteed by the board if the amount of money available in the economic development guaranty fund would be less than the minimum reserve requirement.

(4) In order to assure the maintenance of the economic development guaranty fund, the chairman of the board shall, on or before September 1 in each year preceding the convening of the legislature, deliver to the governor a certificate stating the sum, if any, required to restore the economic development guaranty fund to the minimum reserve requirement. The governor shall include in the executive budget submitted to the legislature the sum required to restore the economic development guaranty fund to the minimum reserve requirement.

(5) All amounts remitted to the board under this section constitute loans to the board and must be repaid to the state treasury without interest from available operating revenues of the board in excess of amounts required for the guarantee of loans.

NEW SECTION. Section 19. Adoption of rules. (1) The board shall adopt rules to establish:

(a) procedures for soliciting and evaluating applications and for notifying the local government of the application for purposes of complying with [section 24]; and

(b) a system for evaluating applications, considering the following criteria:

(i) the applicant's net worth;

(ii) the applicant's training and experience in the industry involved in the proposed project;

- (iii) the applicant's prospects for succeeding in the proposed project;
- (iv) the degree to which the new or increased business resulting from the loan will meet the objectives of [section 2]; and
- (v) any other factors the board may prescribe.

(2) The board shall adopt rules for the:

- (a) organization, approval, standards, and regulation of project applicants;
- (b) approval, standards, and regulation of financial institutions under [sections 1 through 26];
- (c) assessment, collection, and payment of all fees and charges in connection with making, purchasing, and servicing of its bonds and notes, mortgage lending, construction lending, temporary lending, and guaranty programs; and
- (d) such other matters as the board considers necessary or desirable.

NEW SECTION. Section 20. Pledge of the state. In accordance with the constitutions of the United States and the state of Montana, the state pledges that it will not in any way impair the obligations of any agreement between the board and the holders of notes and bonds issued by the board, including but not limited to an agreement to administer a loan program financed by the issuance of bonds and to employ a staff sufficient and competent for this purpose.

NEW SECTION. Section 21. Credit of state not pledged. Obligations issued under the provisions of [sections 1 through 26] do not constitute a debt, liability, obligation, or pledge of the faith and credit of the state but are payable solely from the revenues or assets of the board. An obligation issued under this part must contain on the face thereof a statement to the effect that the state of Montana is not liable on the obligation, the obligation is not a debt of the state, and neither the faith and credit nor the taxing power of the state is pledged to the payment of the principal or interest on the obligation.

NEW SECTION. Section 22. Taxation of projects. (1) Notwithstanding the fact that title to a project may be in the board, such projects are subject to taxation to the same extent, in the same manner, and under the same procedures as privately owned property in similar circumstances if such projects are leased to or held by private interests on both the assessment date and the date the levy is made in that year. Such projects are not subject to taxation in any year if they are not leased to or held by private interests on both the assessment date and the date the levy is made in that year.

(2) When personal property owned by the board is taxed under this section and such personal property taxes are delinquent, levy by warrant for distraint for collection of such delinquent taxes may be made only on personal property against which such taxes were levied.

NEW SECTION. Section 23. Bonds as legal investment. (1) Bonds issued by the board under the provisions of [sections 1 through 26] are securities in which all funds may be legally and properly invested, including capital in the control of or belonging to:

- (a) public officers and public bodies of the state and its political subdivisions;
- (b) insurance companies;
- (c) credit unions, building and loan associations, investment companies, savings banks, banking associations, and trust companies;
- (d) executors, administrators, trustees, and other fiduciaries; and
- (e) pension, profit-sharing, and retirement funds.

(2) Bonds issued under [sections 3 through 26] are securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or municipality of the state for any purpose for which the deposit of bonds or obligations of the state is now or may hereafter be authorized by law.

NEW SECTION. Section 24. Procedure prior to financing projects. (1) The board may finance major projects under [sections 1 through 26] only when it finds that:

- (a) the financing is in the public interest and is consistent with legislative purposes and findings;
 - (b) the financing to be provided by the board for a project does not exceed either \$10 million or 90% of the appraised value of the project, whichever is less;
 - (c) a financial institution will participate in financing the project, either directly or through a letter of credit, to the extent of at least 10% of the financing to be provided by the board;
 - (d) the financing for the project is insured or guaranteed in whole or in part by a private governmental insurer or guarantor, including but not limited to a guaranty by the board pursuant to [section 17]; and
 - (e) adequate provision is made in the loan agreement, lease, or other credit arrangement regarding a project or projects being financed to provide for payment of debt service on bonds of the board issued to finance such project or projects, to create and maintain reserves therefor, and to meet all costs and expenses of issuing and servicing the bonds.
- (2) In order to make the findings as described in subsection (1)(a), a hearing must be conducted in the following manner:
- (a) the city or county in which the project will be located shall be notified, and within 14 days must advise the board if it elects to conduct the hearing; or
 - (b) if no request for a local hearing is received, the board may hold the hearing at a time and place it prescribes.
- (3) If the hearing required by subsection (2) is conducted by a local government, the governing body of the local government must notify the board of its determination of whether the project is in the public interest within 14 days of the completion of the public hearing.
- (4) When a hearing is required either locally or at the state level, notice must be given, at least once a week for 3 weeks prior to the date set for the hearing, by publication in a newspaper of general

circulation in the city or county where the hearing will be held. The notice must include the time and place of the hearing; the general nature of the project; the name of the lessee, borrower, or user of the project; and the estimated cost of the project.

NEW SECTION. Section 25. Validity of pledge. Any pledge made by the board is valid and binding from the time the pledge is made. Revenue, money, or property pledged and received by the board is immediately subject to the lien of the pledge without any physical delivery or further act. The lien of any pledge is valid and binding against all parties having claims of any kind, whether in tort, contract, or otherwise, against the board, irrespective of whether such parties have notice thereof. Neither the resolution nor any other instrument by which a pledge is created is required to be recorded.

NEW SECTION. Section 26. Annual audit. The board's books and records must be audited at least once each fiscal year by or at the direction of the legislative auditor. The actual costs of the audit shall be paid from the board's funds.

NEW SECTION. Section 27. Montana economic development board. (1) There is a Montana economic development board.

(2) The board consists of seven members, who shall be appointed by the governor as prescribed in 2-15-124. The board must be broadly representative of the state, seeking to balance professional expertise and public interest and accountability.

(3) Members must be appointed within 60 days of [the effective date of this act] in accordance with the manner prescribed in 2-15-124.

(4) The board is designated as a quasi-judicial board for the purposes of 2-15-124.

(5) The board is allocated to the department of commerce for administrative purposes only as provided in 2-15-121. The board has authority over its own personnel as provided in [section 28].

NEW SECTION. Section 28. Meetings and acts of the board and personnel. (1) All meetings of the board are open to the public.

(2) All official acts of the board must be taken in a regular or special meeting and by a majority of the board.

(3) All rules adopted by the board must be in accordance with the Montana Administrative Procedure Act.

(4) The board may employ an administrator, who shall have general responsibility for the selection and management of the board's staff and direction of its activities. The administrator serves at the pleasure of the board.

(5) The board may prescribe the duties and annual salary for professional staff positions.

Section 29. Section 90-6-104, MCA, is amended to read:

"90-6-104. General powers of the board. The board may:

- (1) sue and be sued;
- (2) have a seal;

- (3) adopt all procedural and substantive rules necessary for the administration of this part, including rules concerning its mortgage, construction, and temporary lending programs;
- (4) make contracts, agreements, and other instruments necessary or convenient for the exercise of its powers under this part;
- (5) enter into agreements or other transactions with any federal, state, or local governmental agency, any persons, and any domestic or foreign partnership, corporation, association, or organization in carrying out this part;
- (6) enter into agreements under its rules with sponsors, mortgagors, or lending institutions for the purpose of regulating the analysis, planning, development, and management of housing developments financed in whole or in part by the proceeds of its loans or securities and mortgage purchase programs;
- (7) enter into agreements or other transactions with, and accept grants and the cooperation of, any governmental agency in furtherance of this part, including but not limited to the development, leasing, maintenance, operation, and financing of any housing development;
- (8) accept services, appropriations, gifts, grants, bequests, and devises and utilize or dispose of them in carrying out this part;
- (9) acquire real or personal property or any right, interest, or easement therein by gift, purchase, transfer, foreclosure, lease, or otherwise; hold, sell, assign, lease, encumber, mortgage, or otherwise dispose thereof; hold, sell, assign, or otherwise dispose of any mortgage or loan owned by it or in its control or custody; release or relinquish any right, title, claim, interest, easement, or demand, however acquired, including any equity or right of redemption; do any of the foregoing by public or private sale, with or without public bidding; commence any action to protect or enforce any right conferred upon it by any law, mortgage, contract, or other agreement; bid for and purchase property at any foreclosure or other sale or acquire or take possession of it in lieu of foreclosure; and operate, manage, lease, dispose of, and otherwise deal with such property in any manner necessary or desirable to protect its interests and the holders of its bonds or notes and consistent with any agreement with such holders;
- (10) service and contract and pay for the servicing of loans;
- (11) provide general technical services in the analysis, planning, design, processing, construction, rehabilitation, and management of housing developments for persons and families of lower income where these services are not otherwise available;
- (12) provide general consultative services to housing developments for persons and families of lower income and the residents thereof with respect to counseling and training in management, home ownership, and maintenance where these services are not otherwise available;
- (13) invest any funds not required for immediate use, subject to any agreements with its bondholders and noteholders, as provided in Title 17, chapter 6, except all investment income from funds of the board less the cost for investment as prescribed by law shall be deposited in the housing finance account;

(14) sell its loans or securities to the federal national mortgage association or any other agency or instrumentality of the United States and invest in the capital stock issued by the association or other agency or instrumentality to the extent, if any, required as a condition of such sale;

(15) consent, whenever it deems it necessary or desirable in fulfilling its purposes, to the modification of the rate of interest, time, and payment of any installment of principal or interest, security, or any other term of any contract, mortgage, mortgage loan, mortgage loan commitment, construction loan, advance contract, or agreement of any kind, subject to any agreement with bondholders and noteholders;

(16) collect reasonable interest, fees, and charges in connection with making and servicing its loans, notes, bonds, commitments, and other evidences of indebtedness and in connection with providing technical, consultative, and project assistance services. Interest fees and charges shall be limited to the amounts required to pay the costs of the board, including operating and administrative expenses and reasonable allowances for losses which may be incurred.

(17) procure insurance against any loss in connection with its mortgages and mortgage loans and other assets or property in amounts and from insurers as the board considers desirable or necessary;

(18) act as agent for governmental agencies concerning acquisition, construction, leasing, operation, or management of a housing development;

(19) issue notes and bonds and replace lost, destroyed, or mutilated notes and bonds; ~~and~~

(20) develop special programs for housing developments for veterans of the armed forces of the United States who are unable to acquire safe and sanitary housing through lending institutions by conventional means; and

(21) lend money to the economic development board to establish the Montana economic development guaranty fund created by [section 18]."

NEW SECTION. Section 30. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

NEW SECTION. Section 31. Effective date. This act is effective on passage and approval.

NEW SECTION. Section 32. Coordination instruction. House Bill 871 as amended by the legislature is nearly identical to House Bill 700 except for the provisions relating to the financing of major projects. If both House Bill 871 and House Bill 700 are passed and approved, the code commissioner shall not codify both bills in their entirety, but shall only codify those parts of House Bill 871 that differ from the companion parts of House Bill 700."

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 871

A statement of intent is required for House Bill 871 because it provides rulemaking authority for the Montana economic development board in Section 21 of the bill.

It is the intention of the legislature that in implementing the rulemaking provisions of the bill, the board will examine the procedures used in other states to take advantage of proven methods of soliciting and reviewing applications for loans. It is further the intention of the legislature that the board will maintain close contact and solicit the opinions of the investment businesses in Montana and the financial institutions of the state. It is further the intention of the legislature that in the examination of the rules provided for assessment of a collection of fees in connection with its programs, the board shall make a concerted effort to consider not only the needs of the board, but the needs of the potential borrowers of the state and the general need for capital investment in Montana. Where possible, the board shall use proven methods of operation which have been provided through the experience of other boards in the state and the experience of other states. The rules should also provide for a local hearing to be held to determine whether a proposed project is in the public interest.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/21/83

SB 190, introduced by Himsl

SB 203, introduced by Towe, Blaylock, Regan, et al.

SB 214, introduced by E. Smith, Towe, Holliday, et al.

SB 227, introduced by Towe

SB 243, introduced by Towe

SB 247, introduced by B. Brown, Blaylock, Story, et al.

SB 251, introduced by Goodover, Lee, Gage, et al.

SB 281, introduced by Eck, Hager, Sales, et al.

SB 292, introduced by Goodover

SB 300, introduced by Turnage, Himsl

SB 301, introduced by Hammond

SB 342, introduced by Gage, Tveit, Roush

SB 351, introduced by Halligan, Graham

SB 354, introduced by Christiaens, Wallin, R. Manning, et al.

SB 371, introduced by Fuller, Mazurek, et al.

SB 378, introduced by Berg, Regan, Thomas, et al.

SB 381, introduced by Hager

SB 383, introduced by Etchart, Lee, Fuller

SB 386, introduced by Halligan

SB 387, introduced by Mohar, Darko, Mueller, et al.

SB 391, introduced by Eck, Halligan, Van Valkenburg

SB 395, introduced by E. Smith, Mazurek

SB 402, introduced by Mohar, Vincent, Hager, et al.

MOTIONS

Representative Vincent moved that the House recess from 7:25 p.m. to 7:35 p.m. Representative Marks made a substitute motion that the House recess until 8:00 p.m. Motion carried.

House reconvened at 8:00 p.m.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 21, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 91.

Sincerely,

Ted Schwinden
Governor

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Bergene, Hand, Hansen, and Ream excused at this time.

HB 281 - That **HB 281**, second reading copy, be amended as follows:

1. Title, line 3.

Strike: "14-DAY, 80-HOUR"

Insert: "7-DAY, 40-HOUR"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Bergene, Hand, Hansen, Ream.

Total 4

Absent or not voting: Brand, Daily, Driscoll, Hannah, Koehnke, Menahan, Miller, Winslow.

Total 8

Representatives Bergene and Hansen present at this time.

That HB 281, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Driscoll.

Total 1

Excused: Hand, Ream.

Total 2

Absent or not voting: Koehnke, Miller.

Total 2

Representative Ream present at this time.

HB 286 - That HB 286 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hannah, Manuel, Schultz, Shontz, Smith, Switzer, Waldron.

Total 7

Excused: Hand.

Total 1

Absent or not voting: Ellerd, Koehnke, Marks, Roush.

Total 4

Representatives D. Brown and Hansen excused at this time.

HB 288 - That HB 288 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Ellison, Hannah, Hanson, Harp, Jacobsen, Jones, Ramirez, Ryan, Smith, Solberg, Vinger, Waldron, Winslow.

Total 13

Excused: D. Brown, Hand, Hansen.

Total 3

Absent or not voting: Ellerd, Koehnke, Seifert, Stobie.

Total 4

HB 309 - Representative Bardanouve moved that consideration on HB 309 be passed for the day. Motion carried.

Representatives D. Brown, Hand, and Hansen present at this time.

HB 328 - That HB 328 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Yardley.

Total 39

Noes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 59

Excused: None.

Total 0

Absent or not voting: Brand, Ellerd.

Total 2

That HB 328 do not pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert,

Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 63

Noes: Addy, Bachini, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Hart, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Vincent, Yardley.
Total 35

Excused: None.
Total 0

Absent or not voting: Brand, Kadas.
Total 2

Representatives Farris and Iverson excused at this time.

HB 419 - That HB 419, second reading copy, be amended as follows:

1. Page 2, line 6.
Strike: "two-thirds"
Insert: "one-half"

2. Page 2, line 17.
Strike: "two-thirds"
Insert: "one-half"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 93

Noes: Bardanouve, Driscoll, Kadas, Stobie.
Total 4

Excused: Farris, Iverson.
Total 2

Absent or not voting: Brand.
Total 1

Representatives Farris and Iverson present at this time.

Representatives Hansen and Nordtvedt excused at this time.

That HB 419, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harper, Harrington, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis,

Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Peck, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 62

Noes: Asay, Bergene, Bliss, D. Brown, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Harp, Hart, Hemstad, Jacobsen, J. Jensen, McCormick, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Solberg, Spaeth, Stobie, Underdal, Vinger.
Total 35

Excused: Hansen, Nordtvedt.
Total 2

Absent or not voting: Brand.
Total 1

HB 540 - That HB 540, second reading copy, be amended as follows:

1. Title, line 4.

Strike: "AND" through "OF" on line 5

2. Page 1, line 16.

Following: "exceptions."

Insert: "(1) As used in this chapter, "ways of the state open to the public" means any highway, road, alley, lane, parking area, or other public or private place adapted and fitted for public travel that is in common use by the public with the express or implied consent of the owner."

Renumber: subsequent subsections

3. Page 1, line 25.

Following: "~~throughout~~"

Strike: "anywhere within the state"

Insert: "upon the ways of the state open to the public"

4. Page 2, line 17.

Following: "vehicle"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

5. Page 2, line 22.

Following: "vehicle"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

6. Page 5, line 15.

Following: "~~of~~"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

7. Page 5, line 25.

Following: "~~of~~"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

8. Page 6, line 14.

Following: "~~of~~"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

9. Page 6, line 17.

Following: "suspend"

Insert: "for a period of 60 days"

10. Page 6, line 18.

Following: "~~of~~"

Strike: "anywhere within this state for a period of 60 days"

Insert: "upon the ways of the state open to the public"

11. Page 7, line 14.

Following: "~~highways~~"

Strike: "anywhere within this state"

Insert: "upon the ways of the state open to the public"

12. Page 9, line 9.

Following: "upon the"

Strike: "public highways"

Insert: "ways of the state open to the public"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Bachini, Driscoll, Farris, McCormick, Peck.

Total 5

Excused: Hansen, Nordtvedt.

Total 2

Absent or not voting: Brand.

Total 1

Representative Hansen present at this time.

That HB 540, second reading copy, be further amended as follows:

1. Title, line 8.

Following: ".10"

Strike: "AND" through "OFFENSE" on line 9

2. Title, line 10.

Following: "61-8-101"

Strike: " , "

Following: "AND"

Insert: "AND"

3. Title, line 11.

Strike: "AND 61-8-714,"

4. Page 2, line 16.

Strike: "61-8-714(1)"

Insert: "61-8-714"

5. Page 2, line 21.

Strike: "61-8-714(2)"

Insert: "61-8-714"

6. Page 9.

Following: line 14

Strike: section 6 in its entirety

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Darko, Dozier, Ellerd, Ernst, Fabrega, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, McBride, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Sands, Saunders, Schultz, Schye, Shontz, Vincent, Wallin, Winslow, Yardley.

Total 49

Noes: Abrams, Asay, Bengtson, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellison, Eudaily, Fagg, Hand, Hanson, Harp, Holliday, Iverson, Jacobsen, Jones, Kennerly, Koehnke, Lybeck, McCormick, Manuel, Mueller, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Williams, Zabrocki.

Total 47

Excused: Nordtvedt.

Total 1

Absent or not voting: Hemstad, Lory, Marks.

Total 3

That HB 540, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Abrams, Asay, Brand, D. Brown, Devlin, Driscoll, Ellison, Fagg, Iverson, Jacobsen, Jones, Kennerly, Lybeck, McCormick, Marks, Pavlovich, Phillips, Sales, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer.

Total 24

Excused: Nordtvedt.

Total 1

Absent or not voting: None.

Total 0

Committee on Natural Resources excused at this time.

HB 580 - That HB 580 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Jones, Koehnke, Ryan, Sales, Smith, Stobie, Switzer, Vinger.

Total 8

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, Quilici, Ream, Veleber.

Total 19

Absent or not voting: None.

Total 0

Representatives Abrams and O'Connell excused at this time.

HB 627 - That HB 627 do pass. Motion failed as follows:

Ayes: Bachini, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Hammond, Hansen, Harrington, Hart, Holliday, Howe, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McCormick, Menahan, Nilson, Nisbet, Pavlovich, Sands, Saunders, Schye, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 39

Noes: Bardanouve, Bengtson, Bliss, Brand, Compton, Devlin, Ellerd, Ellison, Farris, Hannah, Hanson, Harp, Hemstad, Jacobsen, Jones, Keyser, Koehnke, Marks, Manuel, Miller, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 39

Excused: Abrams, Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, Nordtvedt, O'Connell, Quilici, Ream, Veleber.

Total 21

Absent or not voting: R. Jensen.

Total 1

Representative Nordtvedt present at this time.

Representative Hansen excused at this time.

That HB 627 do not pass. Motion carried as follows:

Ayes: Bardanouve, Bengtson, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Marks, Manuel, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Winslow, Zabrocki.

Total 41

Noes: Bachini, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Harrington, Hart, Holliday, Howe, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McCormick, Menahan, Miller, Nilson, Nisbet, Pavlovich, Sales, Saunders, Schye, Swift, Vincent, Vinger, Waldron, Wallin, Williams, Yardley.

Total 38

Excused: Abrams, Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Hansen, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, O'Connell, Quilici, Ream, Veleber.

Total 21

Absent or not voting: None.

Total 0

Representatives Abrams and Hansen present at this time.

HB 635 - That HB 635 do pass. Motion failed as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Ernst, Farris, Hammond, Hansen, Harrington, Hart, Keenan, Kemmis, Keyser, Lybeck, McCormick, Menahan, Miller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Ream, Roush, Saunders, Schultz, Schye, Spaeth, Vincent, Waldron, Yardley, Zabrocki.

Total 38

Noes: Bliss, Compton, Connelly, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Kitselman, Koehnke, Lory, Marks, Manuel, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 44

Paired: Ream, Aye; Hannah, No.

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, O'Connell, Quilici, Veleber.

Total 18

Absent or not voting: None.

Total 0

That HB 635 do not pass. Motion carried as follows:

Ayes: Bliss, Compton, Connelly, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 44

Noes: Abrams, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Ernst, Farris, Hammond, Harrington, Hart, Howe, Keenan, Kemmis, Keyser, Lybeck, Menahan, Miller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Ream, Roush, Saunders, Schultz, Schye, Spaeth, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 38

Paired: Hannah, Aye; Ream, No.

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Fagg, Hand, Harper, Iverson, J. Jensen, McBride, Metcalf, Mueller, Neuman, O'Connell, Quilici, Veleber.

Total 18

Absent or not voting: None.

Total 0

Representatives Dozier, Nordtvedt, and Yardley excused at this time.

HB 636 - That HB 636, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 636

A statement of intent is required for this bill because it provides rulemaking authority to the Department of Commerce in section 1.

The Legislature intends that rules be made that provide a reasonable definition of origination of a flight. The purpose here is not to cover the flight that originates out of state and makes a short stop in Montana to pick up fuel with the intent of continuing directly on the journey. The Legislature also recognizes that rules may be required to conform enforcement to the manner in which the Federal Aviation Administration administers the flight plans filed with it. The Legislature intends that the Department should adopt any rules necessary in this regard.

Statement of intent passed as follows:

Ayes: Abrams, Bachini, Bengtson, Bliss, J. Brown, Compton, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Brand, Connelly, Fagg, Ryan, Seifert, Solberg, Stobie, Swift.

Total 8

Excused: Addy, Asay, Bergene, Bertelsen, D. Brown, Curtiss, Dozier, Hand, Harper, Iverson, J. Jensen, Keenan, McBride, Metcalf, Mueller, Neuman, Nordtvedt, O'Connell, Quilici, Ream, Veleber, Yardley.

Total 22

Absent or not voting: Bardanouve, Daily, Donaldson, Menahan.

Total 4

Representatives Nordtvedt, Yardley, and the Committee on Natural Resources present at this time.

That HB 636, with attached statement of intent, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride,

McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Ellerd, Fagg, Hand, Harper, Jones, Koehnke, Marks, Manuel, Mueller, Neuman, Nordtvedt, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Thoft, Underdal, Veleber.

Total 22

Excused: Dozier, O'Connell.

Total 2

Absent or not voting: None.

Total 0

Representatives Keenan and Underdal excused at this time.

HB 701 - That HB 701, second reading copy, be amended as follows:

1. Page 1, line 22.

Following: "IN"

Strike: remainder of line 22 through "CHAPTER" on line 24

Insert: "the general fund"

2. Page 3, line 8.

Following: "THE"

Strike: remainder of line 8 through "1" on line 9

Insert: "general fund"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Ryan, Saunders, Spaeth, Stobie.

Total 4

Excused: Dozier, Keenan, O'Connell, Underdal.

Total 4

Absent or not voting: Bliss, Ellison, Jones, Kadas, Manuel, Smith.

Total 6

Representatives Keenan and Underdal present at this time.

That HB 701, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen,

Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Daily, Ellerd, Harp, Quilici, Ryan, Saunders, Seifert, Stobie, Thoft.

Total 9

Excused: Dozier, O'Connell.

Total 2

Absent or not voting: Kadas, Marks, Manuel, Swift.

Total 4

Representatives Neuman and Nordtvedt excused at this time.

HB 715 - That HB 715 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Dozier, Neuman, Nordtvedt, O'Connell.

Total 4

Absent or not voting: Driscoll.

Total 1

Representatives D. Brown, Dozier, Fabrega, and Quilici excused at this time.

Representatives Nordtvedt and Neuman present at this time.

HB 762 - That HB 762, second reading copy, be amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ernst, Hannah, Harp, Hemstad, Holliday, Iverson, Jacobsen, Koehnke, Lybeck, Marks, Miller, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 36

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Driscoll, Ellison, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser,

Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Peck, Ream, Sales, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.
Total 57

Excused: D. Brown, Dozier, Fabrega, O'Connell, Quilici.
Total 5

Absent or not voting: Ellerd, R. Jensen.
Total 2

Representative Neuman excused at this time.

That HB 762, second reading copy, be further amended. Amendment failed as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.
Total 48

Noes: Addy, Bachini, Bardanouve, Bergene, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Peck, Ream, Roush, Sales, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 49

Excused: D. Brown, Neuman, O'Connell.
Total 3

Absent or not voting: None.
Total 0

Representatives Brown and Neuman present at this time.

Representative Nordtvedt excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pavlovich moved that the committee of the whole report be deemed read. Motion carried. Chairman Pavlovich moved the adoption of the committee report. Representative Fabrega made a substitute motion that HB 109 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (89-0)

Representative Vincent moved that the House adjourn until 12:05 a.m., February 22, 1983.

Motion carried.

House adjourned at 11:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-FOURTH LEGISLATIVE DAY

Helena, Montana
February 22, 1983

House Chambers
State Capitol

House convened at 12:05 a.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/21/83

Correctly printed: HB 495, HB 632, HB 671, HB 681, HB 732, HB 754, HB 766, HB 772, HB 789, HB 805, HB 808, HB 812, HB 830, HB 872, HB 873, HB 886, HJR 23, HJR 29.

Considered correctly engrossed: HB 646, HB 699, HB 773, HB 776.

Correctly engrossed: HB 603, HB 689.

NATURAL RESOURCES (Harper, Chairman): 2/21/83

HB 711, introduced bill, be amended as follows:

1. Page 2, line 8.

Following: "collection."

Insert: "However, no additional fee may be assessed for claims primarily for the purpose of stock water or human consumption or to claimants with fewer than 50 individual claims. As used herein actual adjudication costs include all costs incurred in the adjudication of existing rights since May 11, 1979, through completion of the adjudication process under this chapter."

And, as amended, do pass. Report adopted.

HB 802, introduced bill, be amended as follows: 2/22/83

1. Page 7, line 22.

Strike: "available"

Following: "information"

Insert: "in the possession of the applicant"

2. Page 7, line 23.

Following: "on"

Insert: "representative"

3. Page 8, line 6.

Strike: "may"

Insert: "shall"

4. Page 10, line 5.

Strike: "any"

Insert: "a"

5. Page 10, line 7.

Following: "subsection."

Insert: "The departments, in determining whether to request such review for a particular chemical product, may not request a review unless the chemical material or its byproducts have been shown to:

(i) have a half-life in the environment greater than 7 days;

(ii) accumulate in vegetation, soils, or animal tissues; and

(iii) be a suspected carcinogen, mutagen, or teratogen."

6. Page 11, line 24.

Following: "Montana."

Strike: line 24 through "agency." on line 2, page 12

7. Page 16, line 9.

Following: "applicator"

Insert: "or as provided in subsection (6) of this section"

8. Page 22, line 3.

Following: "livestock."

Insert: "A civil penalty shall only be assessed against a person when one or more major violations are proven under the procedures of this act and the Montana Administrative Procedure Act. Major violations include misuse of a pesticide which results in proven harm to human health, the environment, or agricultural crops or livestock; selling of a restricted pesticide to a person not certified or authorized to purchase such pesticides; use or sale of unregistered pesticides; failure to maintain any individual pesticide application and sales records; using or selling pesticides without the required license or permit; or reoccurrence of any identical violations within the same calendar year."

9. Page 22, line 11.

Following: "10."

Strike: line 11 through "fund" on line 23

Insert: "Deposit of fees and penalties in general fund. All licensing, permitting, registration, and equipment inspection fees collected under part 2 of this chapter and any civil penalties collected under 80-8-306 must be deposited in the general fund"

And, as amended, do pass. Report adopted.

HB 825, introduced bill, be amended as follows:

2/21/83

1. Title, line 5.

Following: "SECTIONS"

Strike: line 5 through "DATE" on line 12

Insert: "70-30-104, 70-30-111, 70-30-201 THROUGH 70-30-203, 70-30-206, 70-30-207, 70-30-308, 70-30-309, 70-30-311, AND 70-30-313, MCA; REPEALING SECTIONS 70-30-204 AND 70-30-205, MCA"

2. Pages 1 through 26.

Strike: everything following the title

Insert: "BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 70-30-104, MCA, is amended to read:

"70-30-104. What estates and rights in land may be taken. The following is a classification of the estates and rights in lands subject to be taken for the public use:

(1) such estate or rights as may be necessary up to and including a fee simple when taken for public buildings or grounds or for permanent buildings or for an outlet for a flow or a place for the deposit of debris or tailings of a mine or for the mining and extracting of ores, metals, or minerals when the same are owned by the plaintiff but located beneath or upon the surface of property where the title to said surface vests in others or for the underground storage of natural gas by a natural gas public utility as defined in 82-10-301. When the appropriation is for the underground storage of

natural gas, all of the right, title, interest, and estate in the real property and in the subsand stratum, formation, or reservoir so appropriated shall be determinable and for all purposes terminate upon abandonment or upon cessation for the period of 1 year of the use for which the same was appropriated, and thereupon the ownership of the residue of natural gas therein remaining shall likewise vest in the then owners of such reservoir space.

(2) such estate or rights in the surface as are necessary for a reservoir or dam and for the permanent flooding that results, up to the edge of the maximum pool of the reservoir;

(3) an easement, leasehold, or license, for so long as the interest is necessary for the purpose described in the complaint, or fee simple when taken for any other use;

(4) the right of entry upon and occupation of land and the right to take therefrom such earth, gravel, stones, trees, and timber as may be necessary for some public use."

Section 2. Section 70-30-111, MCA, is amended to read:

"70-30-111. Facts necessary to be found before condemnation. Before property can be taken, it must appear:

(1) that the use to which it is to be applied is a use authorized by law;

(2) that the taking is necessary to such use;

(3) if already appropriated to some public use, that the public use to which it is to be applied is a more necessary public use;

(4) that a reasonable effort to purchase the property was sought and a written offer was made and rejected; and

(5) that the public interest requires the taking."

Section 3. Section 70-30-201, MCA, is amended to read:

"70-30-201. Applicable rules of practice. Except as otherwise provided in this chapter, the provisions of Title 25 and 26, including the Montana Rules of Civil Procedure and the Montana Rules of Evidence, are applicable to and constitute the rules of practice in the proceedings mentioned in this chapter."

Section 4. Section 70-30-202, MCA, is amended to read:

"70-30-202. Jurisdiction and venue — complaint and summons required. All proceedings under this chapter must be brought in the district court of the county in which the property or some part thereof is situated. They must be commenced by filing a complaint and issuing a summons thereon. A summons served under this chapter must contain a notice to the defendant to file and serve an answer to the issue of public necessity and to appear and show cause at a time and place specified therein why the property described should not be condemned as prayed for in the complaint."

Section 5. Section 70-30-203, MCA, is amended to read:

"70-30-203. Contents of complaint. The complaint must ~~contain~~ allege:

(1) the name of the corporation, association, commission, or person in charge of the public use for which the property is sought, who must be styled plaintiff;

(2) the names of all owners, mortgagees, and lienholders of record and any other claimants of the property of record, if known, or a statement that they are unknown, who must be styled defendants;

(3) a statement of the right of plaintiff;

(4) statements of each of the facts necessary to be found in 70-30-111;

(4)(5) if a right-of-way is sought, the complaint must show the location, general route, and termini and must be accompanied with a map thereof, so far as the same is involved in the action or proceeding;

(5)(6) a description of each ~~piece of land interest in real property~~ sought to be taken and whether the same includes the whole or only a part of the entire parcel or tract. All parcels lying in the county and required for the same public use may be included in the same or separate proceedings, at the option of the plaintiff, but the court may consolidate or separate them to suit the convenience of the parties. ~~When application for the condemnation of a right-of-way for the purposes of sewerage is made on behalf of a settlement or a town or a county, the county commissioners of the county may be named as plaintiff.~~

(6)(7) if a sand, stratum, or formation suitable for use as an underground natural gas storage reservoir is sought to be appropriated, a description thereof and of the land in which it is alleged to be contained and a description of all other property and rights sought to be appropriated for use in connection with the appropriation of the right to store natural gas in and withdraw natural gas from such reservoir. In addition, the complaint shall state facts showing that the underground reservoir is one subject to appropriation by plaintiff; also stating that the underground storage of natural gas in the land sought to be appropriated is in the public interest; that the underground reservoir is suitable and practicable for natural gas storage; that the plaintiff in good faith has been unable to acquire the rights sought to be appropriated hereunder and a statement that the rights and property sought to be appropriated are not prohibited by law; and in addition, the complaint must be accompanied by a certificate from the board of oil and gas conservation as set forth in 82-10-304.”

Section 6. Section 70-30-206, MCA, is amended to read:

“70-30-206. Powers of court — preliminary condemnation order.

(1) The court ~~or judge~~ has power to:

(a) regulate and determine the place and manner of making the connections and crossings and enjoying the common uses mentioned in 70-30-103(1)(e) and of the occupying of canyons, passes, and defiles for railroad purposes, as permitted and regulated by the laws of this state or of the United States; or

(b) determine whether or not the use for which the property is sought to be appropriated is a public use within the meaning of the laws of this state; limit the interest in real property sought to be appropriated if in the opinion of the court the interest sought is not necessary.

(c) limit the amount of property sought to be appropriated if in the opinion of the court or judge the quantity sought to be appropriated is not necessary.

(2) If the court ~~or judge~~ is satisfied from the evidence presented ~~at the hearing provided for in 70-30-204~~ that the public ~~interests~~ require interest requires the taking of such ~~lands~~ interest in real property and that the facts necessary to be found before condemnation appear, it ~~or he~~ must forthwith make and enter a preliminary condemnation order that the condemnation of the ~~land or other~~ interest in real property may proceed in accordance with the provisions of this chapter.

(3) If the property sought to be appropriated is a sand, stratum, or formation suitable for use as an underground natural gas storage reservoir and the existence and suitability of it for such use has been proved by plaintiff upon substantial evidence, the order of the court ~~or judge~~ shall direct the commissioners to ascertain and determine the amount to be paid by the plaintiff to each person for his interest in the property sought to be appropriated for use as such underground natural gas storage reservoir and/or as the annual rental for the use of such underground gas storage reservoir and for the use of so much of the surface as is required in the operation of the underground gas storage reservoir and for the use in connection with the creation, operation, and maintenance thereof and for all the native gas contained in said reservoir as compensation and damages by reason of the appropriation of such property. However, the amount to be paid for such native gas and all thereof shall be no less than the market value of such gas. The court shall appoint three persons, qualified as experts and recommended as such by the board of oil and gas conservation, to assist and advise the commissioners in determining the compensation and damages to be paid by plaintiff to each person for his interest in the property sought to be appropriated, and the fees and expenses of such persons shall be chargeable as costs of the proceedings to be paid by the plaintiff."

Section 7. Section 70-30-207, MCA, is amended to read:

"70-30-207. Appointment of commissioners — qualifications — affidavit. (1) ~~Immediately upon making and entering the preliminary condemnation order, the judge must meet with the respective parties or their attorneys of record for the purpose of appointing condemnation commissioners to ascertain and determine the amount to be paid by the plaintiff to each owner or other persons interested in such property by reason of the appropriation of such property. The appointment of~~ Within 10 days of entry of a preliminary condemnation order, the defendant shall file a statement of his claim of just compensation. If within 20 days of service of defendant's claim plaintiff fails to accept the claim, the court must appoint condemnation commissioners and the commission hearing may be waived by written consent of both parties, in which case the proceeding shall be conducted in the district court as if the case had been appealed from an award by such commissioners.

(2) The court must thereupon appoint three qualified, disinterested condemnation commissioners, unless appointment has been waived. One of such commissioners shall be nominated by the party or parties plaintiff. One of such commissioners shall be nominated by the party or parties defendant. The third commissioner shall be the chairman and shall be nominated by the two commissioners previously nominated. However, if said two commissioners fail to make such choice at the time of their appointment, then such nomination shall be made by the presiding judge.

(3) Each commissioner shall possess the following qualifications:

- (a) a citizen of the United States and over 18 years of age;
- (b) that he is not more than 70 years of age;
- (c) that he is in possession of natural faculties, of ordinary intelligence, and not decrepit;
- (d) that he is possessed of sufficient knowledge of the English language;
- (e) that he was assessed on the last assessment roll of a county within the judicial district in which the action is pending;
- (f) that he has not been convicted of malfeasance in office or any felony or other high crime;
- (g) that he is not related within the sixth degree to any party;
- (h) that he does not stand in the relation of guardian and ward, master and servant, debtor and creditor, or principal and agent or partner or surety as to any party.

(4) At the time of such meeting and nominations, there shall be filed with the court by each nominating party or judge an affidavit of the person so nominated stating substantially as follows:

(a) that he has formed no unqualified opinion or belief as to the compensation to be awarded in the proceeding or as to the fairness or unfairness of the plaintiff's offer for the lands and improvements of the defendants;

(b) that he has no enmity against or bias in favor of any party and has not discussed, communicated, or overheard or read any discussion or communication from any party relating to values of the lands in question or the compensation offered, demanded, or to be awarded;

(c) that if selected as a condemnation commissioner, he is willing to serve and will well and truly try the issues of compensation and render a true decision according to the evidence and in compliance with the instructions of the court;

(d) that he will not discuss the case with anyone except the other commissioners until a decision has been filed with the court."

Section 8. Section 70-30-308, MCA, is amended to read:

"70-30-308. How payment made — execution or annulment for nonpayment. (1) Payment may be made to the defendants entitled thereto, or the money may be deposited in court for the defendants and be distributed to those entitled thereto. However, at the option of the defendants, payments may be made:

(a) ~~if a fee simple interest in the defendant's land is taken~~, on an annual basis, utilizing the installment contract method; or

(b) if other land is reasonably available and the plaintiff consents, by means of a land exchange between the defendants and plaintiffs if the land to be provided by the plaintiffs in the exchange is of equal or more value than the land being condemned; or

(c) ~~if an easement over or through the defendants' property is involved, in either a single payment or in not more than five consecutive annual installments.~~

(2) If the money be not so paid or deposited, the defendants may have execution as in civil cases, and if the money cannot be made on execution, the court ~~or judge~~, upon a showing to that effect, must set aside and annul the entire proceedings and restore possession of the property to the defendant if possession has been taken by the plaintiff."

Section 9. Section 70-30-309, MCA, is amended to read:

"70-30-309. Final order of condemnation — contents — vesting upon filing. (1) When payments have been made and the bond given, if the plaintiff elects to give one, as required by 70-30-307 and 70-30-308, the court ~~or judge~~ must make a final order of condemnation, which must describe the property condemned and the purposes of such condemnation.

(2) A copy of the order must be filed in the office of the county clerk and recorder, and thereupon the property described therein shall vest in the plaintiff for the purposes therein specified."

Section 10. Section 70-30-311, MCA, is amended to read:

"70-30-311. Putting plaintiff in possession. (1) At any time after the filing of the preliminary condemnation order or after the report and assessment of the commissioners have been made and filed in the court and either before or after appeal from such assessment or from any other order or judgment in the proceedings, the court ~~or any judge thereof at chambers~~ upon application of the plaintiff shall have power to make an order that, upon payment into court for the defendant entitled thereto of the amount of compensation claimed by the defendant in his answer under 70-30-207 or the amount assessed either by the commissioners or by the jury, as the case may be, the plaintiff be authorized:

(a) if already in possession of the property of such defendant sought to be appropriated, to continue in such possession; or

(b) if not in possession, to take possession of such property and use and possess the same during the pendency and until the final conclusion of the proceedings and litigation and that all actions and proceedings against the plaintiff on account thereof be stayed until such time.

(2) However, where an appeal is taken by such defendant, the court ~~or judge~~ may, in its ~~or his~~ discretion, require the plaintiff before continuing or taking such possession, in addition to paying into court the amount assessed, to give bond or undertaking with sufficient sureties to be approved by the judge court and to be in such sum as the court ~~or judge~~ may direct, conditioned to pay the defendant any additional damages and costs over and above the amount assessed, which it may finally be determined that defendant is entitled to for the appropriation of the property, and all damages which defendant may sustain if for any cause such property shall not be finally taken for public uses.

(3) The amount assessed by the commissioners or by the jury on appeal, as the case may be, shall be taken and considered, for the purposes of this section, until reassessed or changed in the further proceedings, as just compensation for the property appropriated; but the plaintiff, by payment into court of the amount claimed in the answer or the amount assessed or by giving security as above provided, shall not be thereby prevented or precluded from appealing

from such assessment but may appeal in the same manner and with the same effect as if no money had been deposited or security given. In all cases where the plaintiff deposits the amount of the assessment and continues in possession or takes possession of the property, as herein provided, the defendant entitled thereto, if there be no dispute as to the ownership of the property, may at any time demand and receive upon order of the court all or any part of the money so deposited and shall not by such demand or receipt be barred or precluded from his right of appeal from such assessment but may, notwithstanding, take and prosecute his appeal from such assessment; provided that if the amount of such assessment is finally reduced on appeal by either party, such defendant who has received all or any part of the amount deposited shall be liable to the plaintiff for any excess of the amount so received by him over the amount finally assessed, with legal interest on such excess from the time such defendant received the money deposited, and the same may be recovered by action; and provided, further, that upon any appeal from assessment by the commissioners to a jury, the jury may find a less as well as an equal or greater amount than that assessed by the commissioners; and provided, further, that the court shall not order the delivery to any defendant of more than 75% of the money deposited on his account except upon posting of bond by such defendant equal to the amount in excess of 75%, with sureties to be approved by the court, to repay to the plaintiff such amounts withdrawn as are in excess of his final award in the proceedings."

Section 11. Section 70-30-313, MCA, is amended to read:

"70-30-313. Current fair market value. Current fair market value is the price that would be agreed to by a willing and informed seller and buyer, taking into consideration, but not limited to, the following factors:

- (1) the highest and best reasonably available use ~~of the property~~ and its value for such use, provided current use may not be presumed to be the highest and best use;
- (2) the machinery, equipment, and fixtures forming part of the real estate taken; and
- (3) any other relevant factors as to which evidence is offered."

NEW SECTION. Section 12. Repealer. Sections 70-30-204 and 70-30-205, MCA, are repealed.

NEW SECTION. Section 13. Saving clause. This act does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun prior to the effective date of this act."

And, as amended, do pass. Report adopted.

HB 877, introduced bill, be amended as follows:

1. Page 2, lines 2 and 3.
Following: "manufacturer craft"
Strike: line 2 through "occupant" on line 3
2. Page 2, lines 8 and 9.
Strike: ", individual craft decal,"
3. Page 2.
Strike: lines 12 and 13 in their entirety

4. Page 2, line 15.

Following: "a craft decal"

Strike: line 15

5. Page 3, line 14.

Strike: subsection (b) in its entirety

Reletter: subsequent subsections

And, as amended, do pass. Report adopted.

MOTIONS

Representative Marks moved that the House reconsider its passage of HB 359, third reading on the 43rd legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 56

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 43

Paired: Fagg, Aye; O'Connell, No.

Excused: None.

Total 0

Absent or not voting: Koehnke.

Total 1

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Koehnke excused at this time.

HB 42 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.

Total 0

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 250 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Abrams, Asay, D. Brown, Compton, Devlin, Driscoll, Ellison, Harrington, Iverson, Jones, Kennerly, Lybeck, McCormick, Pavlovich, Phillips, Sales, Seifert, Smith, Solberg, Stobie, Thoft, Underdal, Williams.

Total 23

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 356 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Bliss, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, Jacobsen, Jones, Keyser, Marks, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin.

Total 28

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 360 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bachini, Hannah, Hanson, Iverson, Jacobsen, Jones, Peck, Ryan, Stobie.

Total 9

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Ellison, Hansen.

Total 2

HB 373 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bliss, Brand, J. Jensen, Lybeck, Sales.

Total 5

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Ellison.

Total 1

HB 424 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Ellison.

Total 1

HB 445 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Peck, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 59

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, J. Brown, Compton, Daily, Devlin, Ellison, Hand, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, McCormick, Manuel, Miller, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Yardley.

Total 39

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 479 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Spaeth, Switzer, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Bachini, D. Brown, J. Brown, Compton, Ellerd, Harp, Iverson, Jacobsen, Jones, Lybeck, Marks, Nordtvedt, Pavlovich, Peck, Quilici, Ryan, Sales, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin.

Total 31

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 513 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bliss, Keyser, Nordtvedt, Sales.

Total 4

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 565 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: J. Jensen, McBride, Mr. Speaker.

Total 3

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Mueller.

Total 1

HB 591 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Bliss, Jacobsen, Ryan, Sales, Seifert, Solberg, Stobie, Switzer, Underdal, Vinger, Yardley.

Total 11

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Hansen.

Total 1

HB 593 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 92

Noes: Bliss, Seifert, Stobie, Waldron, Zabrocki.

Total 5

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Hansen.

Total 1

HB 596 passed as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Underdal, Veleber, Vincent, Vinger, Waldron, Winslow, Zabrocki, Mr. Speaker.

Total 61

Noes: Abrams, Addy, Asay, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Kitselman, Marks, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Wallin, Williams, Yardley.

Total 37

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 602 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, Daily, Hannah, J. Jensen, Keenan, Lybeck, McCormick, Menahan, Nordtvedt, Pavlovich, Quilici, Waldron.

Total 12

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Metcalf, Pistoria.

Total 2

HB 617 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 637 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 92

Noes: Ernst, Howe, Nordtvedt, Williams, Yardley.

Total 5

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Saunders.

Total 1

HB 638 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Devlin, Hanson, Miller, Pavlovich, Roush, Switzer.

Total 6

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 639 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Curtiss, Devlin, Lybeck.

Total 3

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 643 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bertelsen, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hand, Hansen, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, R. Jensen,

Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schye, Seifert, Spaeth, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 56

Noes: Abrams, Bengtson, Bliss, D. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hammond, Hannah, Hanson, Harp, Hemstad, Howe, Jacobsen, Jones, Keyser, Lybeck, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Ream, Ryan, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Wallin, Zabrocki.

Total 41

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Bergene.

Total 1

HB 645 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Stobie.

Total 1

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 651 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Connelly.

Total 1

HB 654 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Connelly, Hand, Hanson, Harp, Jacobsen, Nordtvedt, Peck, Ryan, Stobie.

Total 10

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 655 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Addy, Brand.

Total 2

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Bergene, Kadas.

Total 2

HB 658 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick,

Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 74

Noes: Bachini, Brand, Daily, Darko, Dozier, Driscoll, Hammond, Harrington, Jacobsen, J. Jensen, Kadas, Keenan, McBride, Menahan, Neuman, Nisbet, Peck, Quilici, Ream, Roush, Saunders, Spaeth, Veleber, Williams.
Total 24

Excused: Koehnke, O'Connell.
Total 2

Absent or not voting: None.
Total 0

HB 662 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 76

Noes: Bliss, D. Brown, Curtiss, Devlin, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Marks, Nordtvedt, Phillips, Ramirez, Ryan, Schultz, Stobie, Underdal.
Total 20

Excused: Koehnke, O'Connell.
Total 2

Absent or not voting: Hansen, Vinger.
Total 2

HB 670 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 82

Noes: Connelly, Curtiss, Devlin, Hanson, Harp, Hemstad, Holliday, Jones, Keyser, Roush, Ryan, Saunders, Smith, Solberg, Stobie, Switzer.
Total 16

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 675 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: None.

Total 0

HB 690 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Hand.

Total 2

Excused: Koehnke, O'Connell.

Total 2

Absent or not voting: Ellison.

Total 1

Representative Koehnke present at this time.

HB 698 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart,

Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, D. Brown, Connelly, Farris, J. Jensen, Koehnke, McCormick, Peck.

Total 8

Excused: O'Connell.

Total 1

Absent or not voting: Hansen.

Total 1

HB 705 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 75

Noes: Bachini, Bardanouve, Bliss, Brand, Ellison, Ernst, Fagg, Hannah, Hanson, Jones, Keyser, Lybeck, Manuel, Nordtvedt, Peck, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Yardley.

Total 24

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 710 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Brand, Ellison, J. Jensen, Menahan, Peck.

Total 5

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 714 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Ryan, Seifert, Solberg, Stobie, Switzer, Underdal, Wallin.

Total 8

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 716 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: O'Connell.

Total 1

Absent or not voting: Bertelsen.

Total 1

HB 728 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 81

Noes: D. Brown, Curtiss, Devlin, Harp, Hemstad, Keyser, Koehnke, Nordtvedt, Roush, Ryan, Schultz, Seifert, Stobie, Vinger, Winslow, Zabrocki.

Total 16

Excused: O'Connell.

Total 1

Absent or not voting: Hansen, Ramirez.

Total 2

HB 731 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Peck, Seifert.

Total 2

Excused: O'Connell.

Total 1

Absent or not voting: Hansen.

Total 1

HB 741 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Harp, Koehnke, Mueller, Sales, Seifert.

Total 5

Excused: O'Connell.

Total 1

Absent or not voting: Bergene, Hansen, Nordtvedt.

Total 3

HB 752 failed to pass as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 47

Noes: Abrams, Asay, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Manuel, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams.

Total 51

Excused: O'Connell.

Total 1

Absent or not voting: Hansen.

Total 1

HB 764 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, R. Jensen, Seifert.

Total 3

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 786 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanouve, Bliss, Sales.

Total 3

Excused: O'Connell.

Total 1

Absent or not voting: Daily, Jones.

Total 2

HB 794 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Ellison.

Total 1

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HJR 21 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: D. Brown, Farris.

Total 2

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HJR 22 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, D. Brown, Farris, Hammond, Harrington, Hart, J. Jensen, Kadas, Lory, Neuman, Solberg.

Total 11

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

CONSENT CALENDAR

HB 743 passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 77

Noes: Addy, Brand, D. Brown, Daily, Dozier, Driscoll, Fabrega, Hansen, Harp, Harper, McBride, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Pavlovich, Roush, Sales, Solberg, Stobie, Zabrocki.

Total 22

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 762 - That HB 762, second reading copy, be amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ernst, Hannah, Harp, Hemstad, Jacobsen, J. Jensen, Jones, Lybeck, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Ryan, Saunders, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 33

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Ellerd, Ellison, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 61

Excused: O'Connell.

Total 1

Absent or not voting: D. Brown, Driscoll, Fabrega, Iverson, Menahan.

Total 5

That HB 762 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ramirez, Ream, Sales, Sands, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 56

Noes: Abrams, Bengtson, Bliss, Compton, Devlin, Donaldson, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Koehnke, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Pistoria, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 40

Excused: O'Connell.

Total 1

Absent or not voting: J. Brown, Hand, Hansen.

Total 3

HB 770 - That HB 770 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders,

Schye, Seifert, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Asay, Bliss, Compton, Devlin, Ellison, Hanson, Jacobsen, Jones, Keyser, Kitselman, Marks, Neuman, Ryan, Schultz, Shontz, Smith, Solberg, Stobie, Switzer, Underdal, Vinger.

Total 21

Excused: O'Connell.

Total 1

Absent or not voting: Nordtvedt.

Total 1

HB 774 - That HB 774 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bliss, Hanson, Harp, Mueller, Neuman, Nordtvedt, Phillips, Sales, Sands, Switzer, Underdal.

Total 11

Excused: O'Connell.

Total 1

Absent or not voting: Donaldson, Kennerly.

Total 2

HB 777 - That HB 777 do pass. Motion failed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Peck, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 41

Noes: Abrams, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 58

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

That HB 777 do not pass. Motion carried as follows:

Ayes: Abrams, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 58

Noes: Addy, Asay, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Darko, Driscoll, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Ream, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.
Total 40

Excused: O'Connell.

Total 1

Absent or not voting: Hansen.

Total 1

HB 788 - Representative Harrington moved that consideration on HB 788 be passed for the day. Motion carried.

HB 795 - That HB 795 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 93

Noes: Brand, Farris, Kemmis, Peck, Williams.

Total 5

Excused: O'Connell.

Total 1

Absent or not voting: Marks.

Total 1

HB 809 - That HB 809 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride,

McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Abrams, Bachini, Bliss, Curtiss, Hanson, Jacobsen, Koehnke, Peck, Ryan, Sands, Shontz, Stobie, Underdal.

Total 13

Excused: O'Connell.

Total 1

Absent or not voting: Hansen.

Total 1

HB 820 - That HB 820 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 92

Noes: Hansen, Nilson, Waldron, Williams, Yardley.

Total 5

Excused: O'Connell.

Total 1

Absent or not voting: Ellerd, Nordtvedt.

Total 2

HB 826 - That HB 826 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Driscoll, Menahan, Stobie, Switzer.

Total 5

Excused: O'Connell.

Total 1

Absent or not voting: Bergene, Bertelsen, Fabrega, Seifert.
Total 4

HB 832 - That HB 832 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Phillips, Ramirez, Ream, Sales, Saunders, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Vinger, Yardley.
Total 52

Noes: Abrams, Bachini, Bengtson, Bliss, Brand, Compton, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Howe, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Manuel, Menahan, Miller, Pavlovich, Peck, Pistoria, Quilici, Roush, Ryan, Sands, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 46

Excused: O'Connell.
Total 1

Absent or not voting: Hansen.
Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Report adopted. (86-13)

MOTIONS

Representative Vincent moved that the House recess at 1:40 a.m. Motion carried.

House reconvened at 9:30 a.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/22/83
Correctly printed: HB 120, HB 269, HB 282, HB 604, HB 663,
HB 687, HB 708, HB 720, HB 749, HB 782, HB 798, HB 811,
HB 855, HB 856, HB 857, HB 859, HB 861, HB 862, HB 880,
HB 887, HJR 30.

MOTIONS

Representative Vincent moved that the House recess at 9:45 a.m. Motion carried.

House resumed at 10:10 a.m.

Representative Vincent moved that the rules be temporarily suspended to allow all correctly engrossed and considered correctly engrossed bills to be placed on third reading this day. Motion failed. (56-42)

Representative Ellerd present at this time.

Representative Bardanouve moved that HB 832 be taken from engrossing and returned to second reading. Motion carried.

Speaker Pro Tem Brand in the Chair.

Representative Hannah moved that HB 381 be taken from the Committee on Judiciary, printed and placed on second reading. Representative Jacobsen moved the previous question. Motion carried. Representative Hannah's motion failed. (44-56)

Representative Marks moved to suspend the rules to allow all considered correctly engrossed and correctly engrossed bills, including HJR 13, to be taken from printing and placed on third reading. Motion carried.

Representative Quilici moved that the House reconsider its do not pass action on HB 627, second reading on the 43rd legislative day. Representative Jacobsen moved the previous question. Motion carried. Representative Quilici's motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Bachini, Bengtson, Brand, Compton, Farris, Harp, Jones, Koehnke, Mueller, Peck, Pistoria, Ryan, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Underdal.

Total 19

Excused: None.

Total 0

Absent or not voting: Bliss, Nordtvedt.

Total 2

Representative Harrington moved that HB 711 be taken from printing and referred to the Committee on Appropriations. Motion carried.

Representative Curtiss moved that HB 828 be taken from the Committee on Judiciary, printed and placed on second reading. Motion failed. (44-55)

Representative Ramirez moved that HB 816 be taken from the Committee on Judiciary, printed and placed on second reading. Representative D. Brown moved the previous question. Motion carried. Representative Ramirez's motion failed. (44-54)

Representative Vincent moved that HJR 8 be placed on second reading on the 45th legislative day. Motion carried.

Representative Harper moved that HB 283 be taken from the Committee on State Administration, printed and placed on second reading. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Menahan, Metcalf, Miller, Mueller,

Nisbet, Nordtvedt, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Swift, Switzer, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 64

Noes: Abrams, Bachini, Brand, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harrington, Hart, Jacobsen, Kadas, Keenan, Koehnke, Lybeck, McCormick, Manuel, Neuman, Nilson, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Solberg, Spaeth, Stobie, Underdal, Veleber, Waldron, Yardley.
Total 35

Excused: None.
Total 0

Absent or not voting: R. Jensen.
Total 1

Representative Hemstad excused at this time.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Fabrega excused at this time.

HB 309 - That HB 309, second reading copy, be amended. Amendment failed as follows:

Ayes: Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hand, Hansen, Harp, Harrington, Hart, Howe, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Yardley, Zabrocki.
Total 43

Noes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harper, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Mueller, Neuman, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Williams, Winslow.
Total 49

Excused: Fabrega, Hemstad.
Total 2

Absent or not voting: Daily, Hammond, R. Jensen, Lory, Manuel, Vinger.
Total 6

Representative Shontz excused at this time.

That HB 309 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bliss, Compton, Connelly, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg,

Hannah, Harper, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Peck, Phillips, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 61

Noes: Abrams, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Dozier, Driscoll, Farris, Hammond, Hand, Hanson, Harp, Harrington, Hart, J. Jensen, R. Jensen, Keenan, McBride, McCormick, Marks, Menahan, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Saunders, Schye, Waldron.

Total 32

Excused: Fabrega, Hemstad, Shontz.

Total 3

Absent or not voting: Curtiss, Daily, Hansen, Zabrocki.

Total 4

HB 788 - That HB 788 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Fabrega, Hemstad, Shontz.

Total 3

Absent or not voting: Abrams, Curtiss, Daily, Driscoll, Hannah, Lybeck, McCormick, Quilici, Vinger.

Total 9

Representative Jacobsen excused at this time.

HB 836 - That HB 836, second reading copy, be amended as follows:

1. Title, line 5.

Following: “;”

Insert: “RESTRICTING THE OPEN HUNTING SEASON;”

2. Page 2, line 15.

Following: “doves”

Insert: “provided, however, that the open season on mourning doves shall be restricted to the open season on upland game birds as defined in subsection (12) below”

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin,

Dozier, Driscoll, Ellison, Ernst, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Holliday, Howe, Iverson, J. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Menahan, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vinger, Wallin, Winslow, Zabrocki.
Total 68

Noes: D. Brown, Connelly, Ellerd, Eudaily, Farris, Harper, Hart, R. Jensen, Jones, Kadas, Kemmis, Lory, Lybeck, Metcalf, Mueller, Nilson, Peck, Spaeth, Vincent, Williams.
Total 20

Excused: Fabrega, Hemstad, Jacobsen, Shontz.
Total 4

Absent or not voting: Daily, Donaldson, Manuel, Quilici, Roush, Thoft, Waldron, Yardley.
Total 8

That HB 836, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bergene, Bertelsen, D. Brown, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Hammond, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, O'Connell, Peck, Phillips, Quilici, Ream, Ryan, Sales, Saunders, Smith, Stobie, Swift, Thoft, Veleber, Vinger, Williams, Zabrocki.
Total 52

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Ellerd, Ellison, Farris, Hand, Hannah, Harper, Iverson, Kennerly, Keyser, Kitselman, McBride, Marks, Metcalf, Neuman, Pavlovich, Pistoria, Ramirez, Sands, Schultz, Schye, Seifert, Switzer, Underdal, Vincent, Waldron, Wallin, Winslow.
Total 38

Excused: Fabrega, Hemstad, Jacobsen, Shontz.
Total 4

Absent or not voting: Daily, Nordtvedt, Roush, Solberg, Spaeth, Yardley.
Total 6

Representative O'Connell excused at this time.

Representative Fabrega present at this time.

HB 850 - That HB 850, second reading copy, be amended as follows:

1. Page 6, line 12.
Strike: "OR"

2. Page 6, line 13.
Following: "(4)"
Insert: "any"
Strike: "LABORATORIES AND"
Insert: "laboratory, including any"

3. Page 6, line 14.
Strike: "STOREROOMS"
Insert: "storeroom"

Following: "BY"

Insert: "a"

4. Page 6, line 15.

Strike: "INSTITUTIONS."

Insert: "institution; or"

5. Page 6.

Following: line 15

Insert: "(5) any clinical laboratory or health care facility, as defined in 50-5-101, pharmacy as defined in 37-7-101, or the clinic or office of any physician, dentist, osteopath, podiatrist, or veterinarian licensed under Title 37."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Dozier, Farris, J. Jensen, Nilson.

Total 5

Excused: Hemstad, Jacobsen, O'Connell, Shontz.

Total 4

Absent or not voting: Compton, Daily, Keenan, Nordtvedt, Solberg, Underdal.

Total 6

Representatives Brand and Fabrega excused at this time.

Representative O'Connell present at this time.

That HB 850, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schultz, Schye, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 57

Noes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Neuman, Phillips, Ramirez, Ryan, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 36

Excused: Brand, Fabrega, Hemstad, Jacobsen, Shontz.

Total 5

Absent or not voting: Bardanouve, Bertelsen.

Total 2

Representative Jacobsen present at this time.

HB 853 - That HB 853, second reading copy, be amended as follows:

1. Page 14, line 9.

Following: "WAGERING"

Insert: "on exotic races"

2. Page 14, line 10.

Following: "COSTS"

Insert: "which shall be in addition to the 20% already withheld under 23-4-302"

3. Page 14, line 11.

Strike: line 11

4. Page 14, line 14.

Following: "reinstated"

Insert: "; and (f) definition of exotic forms of races to be allowed."

5. Page 16, line 3.

Strike: line 3 through "HELD" on line 4

Insert: "and in the race meet grounds or enclosure where the race is held"

6. Page 16, line 10.

Following: "which"

Insert: ", in the case of exotic races, shall not exceed 22%, and in all other races,"

7. Page 17, line 25.

Strike: "23-4-202(4)(B)"

Insert: "23-4-202(4)(d)"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 86

Noes: D. Brown, Hannah, Stobie.

Total 3

Excused: Brand, Fabrega, Hemstad, Shontz.

Total 4

Absent or not voting: Driscoll, Hart, R. Jensen, Ryan, Solberg, Williams, Winslow.

Total 7

That HB 853, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 94

Noes: Ellison, Hannah.

Total 2

Excused: Fabrega, Hemstad, Shontz.

Total 3

Absent or not voting: Zabrocki.

Total 1

Representative Shontz present at this time.

Representative Ramirez excused at this time.

HB 879 - That HB 879, second reading copy, be amended as follows:

1. Page 2, line 1.

Following: “.”

Strike: “Inequality”

Insert: “Sex-based inequality”

2. Page 2, line 2.

Strike: “afforded women and girls at all levels”

Insert: “at any level”

3. Page 7, line 1.

Strike: “or guideline”

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Fabrega, Hemstad, Ramirez.

Total 3

Absent or not voting: Bardanouve, Darko, Driscoll, Ellison, Iverson, McCormick.

Total 6

Representatives Fabrega, Hemstad, and Ramirez present at this time.

Representative Ramirez moved that consideration on HB 879 be passed for the day. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 42

Noes: Abrams, Addy, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 53

Excused: None.
Total 0

Absent or not voting: Bardanouve, Curtiss, Kennerly, Lory, Stobie.
Total 5

Representative Kemmis moved that HB 879 be placed below HB 855. Motion carried.

HB 888 - Representative Marks moved that HB 888 be placed below HB 604. Motion carried.

Representative Brand excused at this time.

HJR 20 - That HJR 20 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 77

Noes: Addy, Daily, Darko, Harper, J. Jensen, Kadas, Kemmis, McBride, Menahan, Metcalf, Nisbet, Ream, Saunders, Schye, Veleber, Vincent.
Total 16

Excused: Brand.
Total 1

Absent or not voting: Bardanouve, Hannah, Hansen, Harrington, Hart, Keenan.
Total 6

Representatives Neuman and O'Connell excused at this time.

HJR 26 - That HJR 26 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Addy, J. Jensen.
Total 2

Excused: Brand, Neuman, O'Connell.
Total 3

Absent or not voting: Bardanouve, Driscoll, Keenan, Marks, Menahan.
Total 5

HJR 28 - Representative Menahan moved that consideration on HJR 28 be passed for the day. Motion carried.

HB 120 - Representative Kemmis moved that HB 120 be placed below HJR 29. Motion carried.

Representatives Neuman and O'Connell present at this time.

HB 269 - That HB 269 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 78

Noes: Abrams, Asay, Compton, Devlin, Ellerd, Ellison, Jacobsen, Koehnke, Ryan, Seifert, Smith, Solberg, Stobie, Switzer, Underdal.
Total 15

Excused: Brand.
Total 1

Absent or not voting: Bardanouve, Curtiss, Donaldson, Nordtvedt, Peck, Yardley.
Total 6

HB 282 - That HB 282 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe,

Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 84

Noes: Asay, Ellison, Hanson, Jacobsen, R. Jensen, Jones, Manuel, Ryan, Smith, Stobie.
Total 10

Excused: Brand.
Total 1

Absent or not voting: Curtiss, Daily, Devlin, Donaldson, Waldron.
Total 5

Representative Neuman excused at this time.

HB 495 - That HB 495 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.
Total 0

Excused: Brand, Neuman.
Total 2

Absent or not voting: Bertelsen, Marks, Quilici, Waldron.
Total 4

Representatives Brand, Ellerd, and Sales excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Report adopted. (94-0)

MOTIONS

Representative Vincent moved that the House recess at 1:30 p.m. Motion carried.

House reconvened at 2:45 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/22/83

Correctly engrossed: HB 691, HB 851.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 22, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 243.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 2/22/83, acceded to the request of the House for the return of HB 359, introduced by the Labor and Employment Relations Committee, and is returning said bill to the House for further consideration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Ellerd present at this time.

Representative Shontz excused at this time.

HB 604 - That HB 604 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: None.

Total 0

Excused: Brand, Sales, Shontz.

Total 3

Absent or not voting: Curtiss, Daily, Driscoll, Ernst, Kennerly, Nordtvedt, Stobie, Vinger.

Total 8

HB 888 - Representative Marks moved that HB 888 be placed below HB 671. Motion carried.

Representative Brand present at this time.

HB 632 - That HB 632 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Sales, Shontz.

Total 2

Absent or not voting: Bardanouve, Daily, Donaldson, Nordtvedt, Stobie.

Total 5

Representatives Sales and Shontz present at this time.

HB 671 - That HB 671 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Bergene, Kitselman, Marks, Nordtvedt, Smith, Stobie, Swift, Winslow.

Total 9

HB 888 - Representative Kemmis moved that HB 888 be placed below HB 766. Motion carried.

HB 681 - Representative Devlin moved that HB 681 be placed below HB 879. Motion carried.

Representative Brand excused at this time.

HB 732 - That HB 732 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Brand.

Total 1

Absent or not voting: Abrams, Harrington, Kemmis, Nordtvedt, Seifert, Stobie, Swift.

Total 7

Representative Ramirez excused at this time.

HB 749 - That HB 749, second reading copy, be amended as follows:

1. Page 5, line 19.

Following: "(1)"

Insert: "(1)"

2. Page 6.

Following: line 5

Insert: "(2) Employee benefits for a full-time equivalent position filled by job sharing must be divided on a pro rata basis between the persons filling such position."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Dozier, Driscoll, McCormick.

Total 3

Excused: Brand, Ramirez.

Total 2

Absent or not voting: Kadas, Nordtvedt, Stobie, Waldron, Yardley.

Total 5

Representative Ramirez present at this time.

That HB 749, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 92

Noes: Driscoll, Ellerd, McCormick, Seifert.

Total 4

Excused: Brand.

Total 1

Absent or not voting: Spaeth, Stobie, Yardley.

Total 3

Representative Brand present at this time.

HB 754 - That HB 754 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron.

Total 43

Noes: Abrams, Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Iverson, R. Jensen, Jones, Kennerly, Keyser, Koehnke, Lybeck, Marks, Manuel, Mueller, Neuman, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 55

Excused: None.

Total 0

Absent or not voting: Asay, Nordtvedt.

Total 2

That HB 754 do not pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Mueller, Neuman, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici,

Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Addy, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, McBride, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Ream, Saunders, Schye, Switzer, Veleber, Vincent, Waldron.

Total 39

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representatives Hemstad, O'Connell, and Ramirez excused at this time.

HB 766 - That HB 766 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Hemstad, O'Connell, Ramirez.

Total 3

Absent or not voting: Driscoll, Harper, Harrington, Iverson, McCormick, Nordtvedt.

Total 6

Representatives Brand and Harp excused at this time.

HB 888 - That HB 888, second reading copy, be amended as follows:

1. Title, lines 4 and 5.

Strike: "TRANSFERRING TO THE ADJOINING LANDOWNERS"

Insert: "CLARIFYING"

2. Title, line 6.

Strike: "BETWEEN THE LOW WATERMARKS"

3. Title, line 11.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

4. Page 2, line 6.

Strike: "lake or"

Following: "stream"

Insert: "when navigability has been determined using the definition in 85-1-112(3). Title is not vested with the adjacent landowner whenever the body of water has been declared meandered by government survey or determined at any time to be navigable under the federal navigability definition."

5. Page 2, lines 20 through 24.

Strike: subsection (a) in its entirety

Insert: "(a) All waters of the state that are capable of being navigated by a craft as defined by 85-1-112(3)(b) are navigable in fact. Members of the public have the right to navigate and exercise the instance of navigation in a lawful manner at any point below the ordinary high watermark on all waters of the state that are navigable in fact."

6. Page 4, line 16.

Following: "Purposes"

Insert: "or who creates an obstruction to the navigation of the stream for the harassment of persons navigating the stream"

7. Page 5, line 2.

Following: "easement"

Insert: "for navigation upon a stream, river, or lake"

8. Page 5, line 5.

Following: "agent"

Insert: "or occurred without objection but with the knowledge of the landowner or his agent"

9. Page 5.

Following: line 21

Insert: "Section 10. Effective date. This act is effective on passage and approval."

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: None.

Total 0

Excused: Brand, Harp.

Total 2

Absent or not voting: D. Brown.

Total 1

Representative Harp present at this time.

Representatives Jacobsen and Wallin excused at this time.

That HB 888, second reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Bachini, Bardanouve, D. Brown, Connelly, Daily, Driscoll, Farris, Harper, Harrington, Hart, Hemstad, Howe, Keenan, Kemmis, McBride, McCormick, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Roush, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 31

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Mueller, Neuman, Nilson, Nisbet, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow, Yardley.

Total 65

Excused: Brand, Jacobsen, Wallin.

Total 3

Absent or not voting: Manuel.

Total 1

Representative Jacobsen present at this time.

That HB 888, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.

Total 86

Noes: Addy, Bachini, Bardanouve, Driscoll, Hansen, Harrington, Howe, Menahan, Miller, Peck, Underdal, Williams.

Total 12

Excused: Brand, Wallin.

Total 2

Absent or not voting: None.

Total 0

Representatives Brand and Wallin present at this time.

Representative Fabrega excused at this time.

HB 772 - That HB 772 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 93

Noes: Shontz.

Total 1

Excused: Fabrega.

Total 1

Absent or not voting: Ellison, Fagg, Hart, Waldron, Winslow.

Total 5

Representatives Brand and Keyser excused at this time.

HB 782 - That HB 782 do pass. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 61

Noes: Addy, Bardanouve, Bliss, J. Brown, Connelly, Curtiss, Darko, Dozier, Farris, Hand, Hannah, Harper, Hart, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, Metcalf, Nilson, Nisbet, Peck, Ramirez, Sales, Shontz, Veleber.

Total 26

Excused: Brand, Fabrega, Keyser.

Total 3

Absent or not voting: Asay, Donaldson, Driscoll, Fagg, Marks, Manuel, Schye, Smith, Waldron, Yardley.

Total 10

Representatives Brand, Fabrega, and Keyser present at this time.

HB 789 - That HB 789 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift,

Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Curtiss, Ramirez.

Total 2

Excused: None.

Total 0

Absent or not voting: Donaldson, Ellison, Manuel, Schye.

Total 4

Representative Harp excused at this time.

HB 798 - That HB 798 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schye, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Abrams, Asay, Devlin, Ellison, Ernst, Hanson, Jacobsen, R. Jensen, Keyser, Koehnke, Lybeck, Manuel, Nordtvedt, Ryan, Sales, Sands, Schultz, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Vinger, Yardley.

Total 25

Excused: Harp.

Total 1

Absent or not voting: J. Jensen, Seifert, Smith.

Total 3

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Report adopted. (96-0)

MOTIONS

Representative Vincent moved that the House recess at 5:45 p.m. Motion carried.

House reconvened at 6:20 p.m.

Representative Harp present at this time.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/22/83

Correctly printed: HB 100, HB 278, HB 371, HB 548, HB 659, HB 685, HB 711, HB 721, HB 730, HB 733, HB 750, HB 765, HB 797, HB 802, HB 818, HB 871, HB 877.

Considered correctly engrossed: HB 136, HB 185, HB 228, HB 286, HB 288, HB 401, HB 449, HB 673, HB 724, HB 742, HB 763, HB 795, HB 814, HB 822, HB 846, HB 847, HJR 26, HJR 27.

Correctly engrossed: HB 156, HB 792, HJR 13.

Adverse Committee Reports

HB 230 - Representative McBride moved that the adverse committee report on HB 230 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Addy, Bliss, Daily, Kadas, McBride, Quilici, Ream, Shontz, Waldron.

Total 9

Excused: Brand, Fabrega.

Total 2

Absent or not voting: Eudaily, Harrington, Hart, Smith, Thoft, Underdal.

Total 6

Representative Fabrega present at this time.

Representative Keyser excused at this time.

HB 394 - Representative McBride moved that the adverse committee report on HB 394 be adopted. Motion carried as follows:

Ayes: Abrams, Bardanouve, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harper, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kennerly, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Pavlovich, Phillips, Quilici, Roush, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 61

Noes: Addy, Asay, Bachini, Bengtson, Bergene, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Harp, Harrington, Hemstad, J. Jensen, Jones, Kadas, Keenan, Kitselman, McBride, McCormick, Menahan, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Saunders, Schye, Shontz, Smith, Waldron, Zabrocki.

Total 36

Excused: Brand, Keyser.

Total 2

Absent or not voting: Hart.

Total 1

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow HB 283 to be taken from printing and placed on second reading this day. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Keyser present at this time.

HB 359 failed to pass as follows:

Ayes: Addy, Bachini, Bardanouve, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 45

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 53

Excused: Brand.

Total 1

Absent or not voting: Pavlovich.

Total 1

HB 603 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Switzer.

Total 1

Excused: Brand.

Total 1

Absent or not voting: Dozier.

Total 1

HB 646 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan,

Kennerly, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 61

Noes: Abrams, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ernst, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Miller, Nordtvedt, Phillips, Pistoria, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow, Zabrocki.

Total 38

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

HB 689 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Daily, Jacobsen, Koehnke, Lybeck, Menahan, O'Connell, Pistoria, Quilici.

Total 8

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

Representative Brand present at this time.

HB 691 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Manuel, Mueller, Sales, Solberg, Stobie, Waldron.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Brand excused at this time.

HB 699 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Bliss, Kennerly, Roush.

Total 3

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

HB 773 failed to pass as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, D. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 48

Noes: Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 51

Excused: Brand.

Total 1

Absent or not voting: None.

Total 0

Representative Keyser excused at this time.

HB 776 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Bliss, Harp, McBride, Waldron.

Total 4

Excused: Brand, Keyser.

Total 2

Absent or not voting: Farris.

Total 1

Representatives Brand and Keyser present at this time.

Representative Koehnke excused at this time.

HB 851 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 94

Noes: Williams, Yardley.

Total 2

Excused: Koehnke.

Total 1

Absent or not voting: Farris, McBride, Peck.

Total 3

Representative Koehnke present at this time.

HJR 13 passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Brand, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith,

Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 62

Noes: Addy, Bachini, Bardanouve, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Hammond, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Zabrocki, Mr. Speaker.

Total 36

Excused: None.

Total 0

Absent or not voting: Bliss, Farris.

Total 2

Representative Wallin excused at this time.

HB 136 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Wallin.

Total 1

Absent or not voting: None.

Total 0

HB 156 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Mueller, Sales.

Total 2

Excused: Wallin.

Total 1

Absent or not voting: Abrams.

Total 1

Representative Wallin present at this time.

HB 185 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Ellison, Hannah, Keyser, Ramirez, Wallin.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 228 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 286 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Bengtson, Hanson, Hemstad, Keyser, Koehnke, Manuel, Schultz, Shontz, Switzer, Waldron.
Total 10

Excused: None.
Total 0

Absent or not voting: Lory.
Total 1

HB 288 passed as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Underdal, Veleber, Vincent, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 63

Noes: Asay, Bardanouve, Bengtson, Compton, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Marks, Miller, Mueller, Neuman, Phillips, Ramirez, Ryan, Sands, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Vinger, Waldron, Wallin, Winslow.
Total 37

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 401 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.
Total 75

Noes: Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellison, Hammond, Hart, J. Jensen, Keenan, Kennerly, McBride, McCormick,

Menahan, Metcalf, Nisbet, Roush, Sands, Seifert, Veleber, Vincent, Williams, Yardley, Mr. Speaker.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Keyser excused at this time.

HB 449 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Hansen.

Total 1

Excused: Keyser.

Total 1

Absent or not voting: None.

Total 0

Representative Keyser present at this time.

Representative Ream excused at this time.

HB 673 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ream.

Total 1

Absent or not voting: Ryan.

Total 1

Representative Ream present at this time.

HB 724 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Swift, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Bachini, Bardanouve, Bliss, Connelly, Donaldson, Farris, Hansen, Hanson, Hart, Kennerly, Lybeck, Mueller, Neuman, Roush, Ryan, Shontz, Solberg, Spaeth, Stobie, Switzer, Vincent, Waldron, Yardley, Mr. Speaker.

Total 24

Excused: None.

Total 0

Absent or not voting: Manuel.

Total 1

HB 742 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 763 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke,

Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Bliss.
Total 1

Excused: None.
Total 0

Absent or not voting: Hansen.
Total 1

HB 792 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: Bardanouve, Brand, Farris, Ream, Schye.
Total 5

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 795 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Harper, Williams.
Total 2

Excused: None.
Total 0

Absent or not voting: None.

Total 0

HB 814 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Hanson.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 822 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hand.

Total 1

HB 846 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: D. Brown, Driscoll, Ellerd, Kadas, Stobie, Switzer, Underdal.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 847 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Smith, Solberg, Swift, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Asay, Connelly, Curtiss, Ellerd, Ellison, Ernst, Hannah, Hanson, Hemstad, Jones, Keyser, Neuman, Sales, Schultz, Seifert, Shontz, Spaeth, Stobie, Switzer, Thoft, Vincent, Mr. Speaker.

Total 22

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 27 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Waldron.

Total 1

MOTIONS

Representative Marks moved that his vote on HB 851 be recorded as yes. Motion carried.

Representative Brand moved that his vote on HB 691 be recorded as yes. Motion carried.

Representative Saunders moved that his vote on HB 724 be recorded as yes. Motion carried.

Representative Connelly moved that her vote on HB 401 be recorded as no. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Harp excused at this time.

HB 805 - That HB 805, second reading copy, be amended as follows:

1. Title, line 6.

Following: "FROM"

Strike: line 6 through "BALANCE" on line 7

Insert: "expending deferred revenue for current fiscal year operations"

2. Page 2.

Strike: line 11 through "17-2-107" on line 17

Insert: "Section 1. Limitations on spending deferred revenue. No agency may expend deferred revenue for current fiscal year operations. For purposes of this section, "deferred revenue" means funds received in 1 fiscal year but properly allocable and recorded as revenue in the subsequent fiscal year."

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Harp.

Total 1

Absent or not voting: Abrams, Bliss, Daily, Driscoll, Fagg, Hannah, Harrington, J. Jensen, Marks, Manuel, Metcalf, Nilson, Schultz, Stobie, Winslow.

Total 15

Representative Harp present at this time.

Representative Sales excused at this time.

That HB 805, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Driscoll, Spaeth.

Total 2

Excused: Sales.

Total 1

Absent or not voting: Curtiss, Devlin, Harrington, Marks, Stobie.

Total 5

Representative Sales present at this time.

HB 812 - That HB 812 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Marks, Seifert, Stobie.

Total 3

HB 830 - That HB 830 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 82

Noes: Asay, Ellison, Hanson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Lybeck, Marks, O'Connell, Ryan, Smith, Solberg, Stobie.
Total 15

Excused: None.
Total 0

Absent or not voting: Bliss, Connelly, Hannah.
Total 3

HB 855 - That HB 855 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: Hansen.
Total 1

Excused: None.
Total 0

Absent or not voting: Harrington.
Total 1

Representatives Ellerd and Harp excused at this time.

HB 879 - That HB 879, second reading copy, be amended as follows:

1. Page 3, line 20.

Following: “ ”

Insert: “However, nothing contained in [this act] shall require an institution to provide athletic programs for contact sports to both sexes. For purposes of [this act], contact sports include boxing, wrestling, rugby, ice hockey, football, basketball, and other sports the purpose or major activity of which involves bodily contact.”

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Nisbet, Ramirez.
Total 2

Excused: Ellerd, Harp.
Total 2

Absent or not voting: Devlin, Fagg, Harrington, J. Jensen, Marks, Manuel, Nordtvedt, Saunders, Thoft.
Total 9

Representative Harp present at this time.

Representatives Fabrega and Jacobsen excused at this time.

That HB 879, second reading copy, be further amended as follows:

1. Page 2, lines 16 and 17.
Strike: "public school employment"
2. Page 2.
Strike: lines 22 through 25
Re-number: subsequent subsections
3. Page 3.
Strike: lines 1 through 11
Re-number: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.
Total 54

Noes: Addy, Bachini, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Metcalf, Nilson, Nisbet, O'Connell, Peck, Ream, Saunders, Schye, Veleber, Vincent, Williams, Yardley, Zabrocki.
Total 41

Excused: Ellerd, Fabrega, Jacobsen.
Total 3

Absent or not voting: Menahan, Pavlovich.

Total 2

Representatives Harp and Ellerd present at this time.

Representative Brand excused at this time.

That HB 879, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 37

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 59

Excused: Brand, Fabrega.

Total 2

Absent or not voting: Donaldson, Winslow.

Total 2

Representative Fabrega present at this time.

That HB 879, as amended, do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Abrams, Bertelsen, Bliss, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Hanson, Harp, Jacobsen, R. Jensen, Jones, Koehnke, Lory, Manuel, Mueller, Phillips, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin.

Total 31

Excused: Brand.

Total 1

Absent or not voting: Compton.

Total 1

HB 681 - Representative Devlin moved that consideration on HB 681 be passed for the day. Motion carried.

HB 856 - That HB 856, second reading copy, be amended as follows:

1. Page 10, line 2.

Strike: "and"

2. Page 10, line 5.

Strike: "."

Insert: "; and (g) that the youth will undergo periodic counseling with an appropriate advisor."

3. Page 11, line 19.

Strike: "or"

4. Page 11, line 21.

Following: "emancipation"

Insert: "; or (e) the youth has discontinued periodic counseling with approved advisors"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Bachini, Farris, Hansen, O'Connell.

Total 4

Excused: Brand.

Total 1

Absent or not voting: Bardanouve, Driscoll, Ernst, Harrington, Schye, Stobie.

Total 6

Representative Brand present at this time.

That HB 856, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Seifert.

Total 1

HB 859 - That HB 859 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Addy, Jacobsen, J. Jensen, Keyser, Manuel, Pistoria, Schultz.

Total 7

Excused: None.

Total 0

Absent or not voting: Quilici, Seifert.

Total 2

HB 861 - That HB 861 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bergene, Harper, R. Jensen.

Total 3

Representative Ellerd excused at this time.

HB 872 - That HB 872, second reading copy, be amended as follows:

1. Title, line 5.

Following: "ISSUE"

Strike: "LIMITED"

2. Title, lines 6 through 11.

Following: "DISTRICT BONDS"

Strike: remainder of line 6 through "DATE" on line 11

Insert: "WITHOUT REVOLVING FUND BACKING; AMENDING SECTIONS 7-12-2181, 7-12-2182, 7-12-2183, 7-12-2185, 7-12-2186, 7-12-4221 THROUGH 7-12-4223, 7-12-4225, AND 7-12-4227"

3. Page 1.

Strike: everything following the enacting clause

Insert: "Section 1. Section 7-12-2181, MCA, is amended to read:

"7-12-2181. Creation of rural improvement district revolving fund. The board of county commissioners of any county in the state which may create any rural special improvement district or districts for any purpose ~~shall~~ may (in order to secure prompt payment of any special improvement district bonds or warrants issued in payment of improvements made therein and the interest thereon as it becomes due) create, establish, and maintain by resolution a fund to be known and designated as the rural special improvement district revolving fund. Nothing herein shall authorize or permit the elimination of a revolving fund until all bonds and warrants secured thereby and the interest thereon have been fully paid and discharged."

Section 2. Section 7-12-2182, MCA, is amended to read:

"7-12-2182. Sources of money for revolving fund. (1) For the purpose of providing funds for such revolving fund the board of county commissioners:

(a) may, in its discretion and from time to time, transfer to the revolving fund from the general fund of the county such amount or amounts as may be deemed necessary, which amount or amounts so transferred shall be considered and shall be loans from such general fund to the revolving fund; and

(b) shall, in addition to such transfer or transfers from the general fund or in lieu thereof, levy and collect for such revolving fund such a tax, hereby declared to be for a public purpose, on all the taxable property in such county as shall be necessary to meet the financial requirements of such fund. However, a tax may not be levied if the balance in the revolving fund exceeds 5% of the principal amount of the then-outstanding rural special improvement district bonds and warrants secured thereby. If a tax is levied, the tax may not be an amount that would increase the balance in the revolving fund above 5% of the then-outstanding rural special improvement district bonds and warrants secured thereby.

(2) Whenever there shall be money in the district fund which is not required for payment of any bond or warrant of such district secured by the revolving fund or of interest thereon, so much of such money as may be necessary to pay the loan provided for in 7-12-2183 shall, by order of the board, be transferred to the revolving fund. After all the bonds and warrants secured by the revolving fund issued on any rural special improvement district have been fully paid, all money remaining in such district fund shall by the order of the board be transferred to and become part of the revolving fund."

Section 3. Section 7-12-2183, MCA, is amended to read:

"7-12-2183. Loan from revolving fund to meet payments on bonds and warrants or to make emergency repairs. (1) Whenever any rural

special improvement district bond or warrant secured by the revolving fund and or any interest thereon shall become due and payable and there shall then be either no money or not sufficient money in the appropriate district fund with which to pay the same, an amount sufficient to make up the deficiency may, by order of the board of county commissioners, be loaned by the revolving fund to such district fund. Thereupon, such bond or warrant or such interest thereon shall be paid from the money so loaned or from the money so loaned when added to such insufficient amount, as the case may require.

(2) Whenever any rural special improvement district maintenance fund does not have sufficient money to pay the cost of emergency repairs, the board of county commissioners by order or resolution may loan money from the revolving fund to such district maintenance fund. Such loan shall be repaid in annual installments in not more than 3 years. In no event may the loans interfere with the payments of bonds or warrants. The loan shall be repaid by an assessment as provided by 7-12-2120 if other funds are not available. If there are not sufficient funds in the revolving fund to make the loans without interfering with the payment of bonds or warrants secured thereby, then the loans may not be made."

Section 4. Section 7-12-2185, MCA, is amended to read:

"7-12-2185. Covenants to utilize revolving fund. (1) In connection with the issuance of rural special improvement district bonds or warrants, the board of county commissioners may undertake and agree:

(a) to issue orders annually authorizing loans or advances from the revolving fund to the district fund involved in amounts sufficient to make good any deficiency in the bond and interest accounts thereof, to the extent that funds are available; and

(b) to provide funds for such revolving fund pursuant to the provisions of 7-12-2182 by annually making such tax levy (or, in lieu thereof, such loan from the general fund) as the board may so agree to and undertake, subject to the maximum limitations imposed by 7-12-2182.

(2) The undertakings and agreements shall be binding upon said county so long as any of said special improvement district bonds or warrants so offered or any interest thereon remain unpaid.

(3) In lieu of the undertakings and agreements set forth in subsection (1), the board of county commissioners may determine in the resolution authorizing the issuance of the bonds or warrants that the revolving fund shall not secure the bonds or warrants and that the bonds or warrants shall be payable solely from the district fund created therefor and shall have no claim against the revolving fund."

Section 5. Section 7-12-2186, MCA, is amended to read:

"7-12-2186. Utilization of excess money in revolving fund. Whenever there is in the revolving fund an amount in excess of 5% of the then-outstanding rural special improvement district bonds and warrants secured thereby and the board considers any part of the excess to be greater than the amount necessary for payment or redemption of maturing bonds or warrants secured thereby or interest thereon, the board may order the amount the board considers greater than

the amount necessary or any part thereof transferred to the general fund of the county.”

Section 6. Section 7-12-4221, MCA, is amended to read:

“7-12-4221. Creation of special improvement district revolving fund. The council or commission of any city or town which has heretofore created or may hereafter create any special improvement district or districts for any purpose may in its discretion ~~as to such district or districts created prior to February 25, 1929, and shall as to such district or districts created after February 25, 1929,~~ create, establish, and maintain by ordinance a fund to be known and designated as the special improvement district revolving fund in order to secure prompt payment of any special improvement district bonds or sidewalk, curb, and alley approach warrants issued in payment of improvements made therein and the interest thereon as it becomes due. Nothing herein shall authorize or permit the elimination of a revolving fund until all bonds and warrants secured thereby and interest thereon have been fully paid and discharged.”

Section 7. Section 7-12-4222, MCA, is amended to read:

“7-12-4222. Sources of money for revolving fund. (1) For the purpose of providing funds for such revolving fund the city or town council:

(a) (i) may, in its discretion and from time to time, transfer to the revolving fund from the general fund of the city or town such amount or amounts as may be deemed necessary, which amount or amounts so transferred shall be deemed and considered and shall be loans from such general fund to the revolving fund; and

(ii) may include in the cost of the improvement to be defrayed from the proceeds of the bonds or warrants an amount up to 5% of the principal amount of the bonds or warrants and deposit it in the revolving fund upon receipt of such proceeds; and

(b) shall, in addition to such transfer or transfers from the general fund or in lieu thereof, levy and collect for such revolving fund such a tax, hereby declared to be for a public purpose, on all the taxable property in such city or town as shall be necessary to meet the financial requirements of such fund. However, a tax may not be levied if the balance in the revolving fund exceeds 5% of the principal amount of the then-outstanding special improvement district bonds and warrants secured thereby. If a tax is levied, the tax may not be an amount that would increase the balance in the revolving fund above 5% of the then-outstanding special improvement district bonds and warrants secured thereby.

(2) Whenever there shall be money in the district fund which is not required for payment of any bond or warrant of such district secured by the revolving fund or of interest thereon, so much of such money as may be necessary to pay the loan provided for in 7-12-4223 shall by order of the council be transferred to the revolving fund. After all the bonds and warrants issued on any special improvement district or sidewalk, curb, and alley approach warrants secured by the revolving fund have been fully paid, all money remaining in such district fund shall by order of the council be transferred to and become part of the revolving fund.”

Section 8. Section 7-12-4223, MCA, is amended to read:

"7-12-4223. Loans from revolving fund to meet payments on bonds and warrants. Whenever any special improvement district bond or sidewalk, curb, and alley approach warrants which are secured by the revolving fund or any interest thereon shall be due and payable and there shall then be either no money or not sufficient money in the appropriate district fund with which to pay the same, an amount sufficient to make up the deficiency may, by order of the council, be loaned by the revolving fund to such district fund. Thereupon, such bond or warrant or such interest thereon shall be paid from the money so loaned or from the money so loaned when added to such insufficient amount, as the case may require."

Section 9. Section 7-12-4225, MCA, is amended to read:

"7-12-4225. Covenants to utilize revolving fund. (1) In connection with any public offering of special improvement district bonds or sidewalk, curb, and alley approach warrants, the city or town council may undertake and agree:

(a) to issue orders annually authorizing loans or advances from the revolving fund to the district fund involved in amounts sufficient to make good any deficiency in the bond and interest accounts thereof to the extent that funds are available;

(b) to provide funds for such revolving fund pursuant to the provisions of 7-12-4222(1) by annually making such tax levy (or, in lieu thereof, such loan from the general fund) as the city or town council may so agree to and undertake, subject to the maximum limitations imposed by 7-12-4222(1).

(2) The undertakings and agreements referred to in subsection (1) shall be binding upon said city or town so long as any of said special improvement district bonds or sidewalk, curb, and alley approach warrants so offered or any interest thereon remain unpaid.

(3) In lieu of the undertakings and agreements set forth in subsection (1), the city or town council may determine in the resolution authorizing the issuance of the bonds or warrants that the revolving fund shall not secure the bonds or warrants and that the bonds or warrants shall be payable solely from the district fund created therefor and shall have no claim against the revolving fund."

Section 10. Section 7-12-4227, MCA, is amended to read:

"7-12-4227. Utilization of excess money in revolving fund. Whenever there is an amount in the revolving fund in excess of the amount deposited in the revolving fund under 7-12-4169(2) and in excess of 5% of the outstanding special improvement district bonds and warrants and the council considers any part of the excess to be greater than the amount necessary for payment or redemption of maturing bonds or warrants secured thereby or interest thereon, the council may:

(1) by vote of all of its members at a meeting called for that purpose, order the amount of the excess that is greater than the amount necessary for the payment or redemption of maturing bonds or warrants secured thereby or interest thereon or any part thereof transferred to the general fund of such city or town; or

(2) use the excess that is greater than the amount necessary for the payment or redemption of maturing bonds or warrants secured thereby or interest thereon or any part thereof for the purchase of

property at sales for delinquent taxes or assessments, or both, or property which may have been struck off or sold to the county for delinquent taxes or assessments, or both, and against which property there then be any unpaid assessment for special improvements on account whereof there are outstanding special improvement district bonds or warrants of the city or town.””

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Farris, Hansen.

Total 2

Excused: Ellerd.

Total 1

Absent or not voting: Bergene, Driscoll, Fagg, Kemmis, Smith.

Total 5

Representative Ellerd present at this time.

That HB 872, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Addy, Farris, Hansen, Lybeck.

Total 4

Excused: None.

Total 0

Absent or not voting: Driscoll, Harper, Smith.

Total 3

HB 873 - That HB 873, second reading copy, be amended as follows:

1. Page 1, line 12.

Following: the first "governor" on line 12

Insert: "from recommendations from the advisory council"

2. Page 1, line 13.

Strike: "may"

Insert: "shall"

3. Page 1, line 15.

Following: "."

Insert: "Members of the council shall include area on aging directors and planning service area directors."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 90

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Driscoll, Ellerd, Hannah, R. Jensen, Jones, Keenan, Nordtvedt, Quilici, Yardley.

Total 9

Representative Ellerd excused at this time.

That HB 873, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 95

Noes: Sales, Solberg.

Total 2

Excused: Ellerd.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

Representative Ellerd present at this time.

HB 886 - That HB 886 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Sands, Schye.

Total 2

HB 887 - That HB 887 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: J. Jensen, Vinger, Waldron.

Total 3

Representative Brand excused at this time.

HJR 23 - That HJR 23 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert,

Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: D. Brown, Daily, Ellerd, O'Connell, Pavlovich, Pistoria.

Total 6

Excused: Brand.

Total 1

Absent or not voting: Nordtvedt.

Total 1

HJR 29 - That HJR 29 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Daily, J. Jensen, Kemmis, Ream, Ryan, Schultz, Stobie.

Total 7

Excused: Brand.

Total 1

Absent or not voting: Ernst, Hannah.

Total 2

Representative Brand present at this time.

Representative Sales excused at this time.

HB 120 - That HB 120, second reading copy, be amended as follows:

1. Title, line 4.

Following: "FOR"

Insert: "PARTIAL"

2. Title, line 5.

Following: "COURTS"

Strike: ",", on line 5 through "PERSONS" on line 8

3. Title, line 9.

Following: "DEFENSE"

Insert: "AND PSYCHIATRIC EVALUATION OF DEFEND-ANTS"

4. Title, lines 9 through 11.

Following: ".,"

Strike: remainder of lines 9 through 11 in their entirety

5. Title, lines 14 and 15.

Following: "SECTIONS"

Strike: remainder of lines 14 and 15 in their entirety

6. Title, line 16.

Following: line 15

Strike: "41-5-705,"

Strike: "AND"

Following: "46-8-201"

Insert: ", AND 46-14-202"

Following: "REPEALING"

Strike: "SECTIONS"

Insert: "SECTION"

7. Title.

Following: line 16

Strike: line 17 in its entirety

8. Title, line 18.

Strike: "7-6-2511,"

Strike: "40-3-114, AND"

9. Page 1, line 22 through line 6, page 2.

Strike: section 1 in its entirety

Renumber: subsequent sections

10. Page 2, line 7.

Following: "2."

Strike: "Funding"

Insert: "Partial funding"

11. Page 2, lines 8 and 9.

Strike: "all district courts, INCLUDING THE"

12. Page 2, line 9.

Following: "DEFENSE"

Strike: " "

Insert: "and psychiatric examinations of defendants"

13. Page 2, line 11 through line 6, page 5.

Strike: sections 3, 4, and 5 in their entirety

Renumber: subsequent sections

14. Page 6, line 8.

Strike: "\$35"

Insert: "\$9"

Strike: "\$45"

Insert: "\$12"

15. Page 6, line 10.

Strike: "20"

Insert: "5"

Strike: "25"

Insert: "7"

16. Page 6, line 11.

Strike: "5"

Insert: "1"

Strike: "7.50"

Insert: "2"

17. Page 6, line 20 through line 16, page 16.

Strike: sections 8 through 19 in their entirety

Renumber: subsequent sections

18. Page 17, line 10.

Strike: "6]"

Insert: "2]"

19. Page 17.

Following: line 23

Insert: "Section 6. Section 46-14-202, MCA, is amended to read:

"46-14-202. Psychiatric examination of defendant — state financial responsibility. (1) If the defendant or his counsel files a written notice of his intent to rely on a mental disease or defect under 46-14-201 or raises the issue of his fitness to proceed, the court shall appoint at least one qualified psychiatrist or shall request the superintendent of Warm Springs state hospital to designate at least one qualified psychiatrist, which designation may be or include himself, to examine and report upon the mental condition of the defendant.

(2) The court may order the defendant to be committed to a hospital or other suitable facility for the purpose of the examination for a period of not exceeding 60 days or such longer period as the court determines to be necessary for the purpose and may direct that a qualified psychiatrist retained by the defendant be permitted to witness and participate in the examination.

(3) In the examination any method may be employed which is accepted by the medical profession for the examination of those alleged to be suffering from mental disease or defect.

(4) An examination conducted pursuant to this section is the financial responsibility of the state to be paid by the supreme court administrator. The supreme court may by rule establish administrative procedures for such payment."

Renumber: subsequent sections

20. Page 18, line 3.

Strike: "Sections 3-5-404,"

21. Page 18, line 4.

Strike: line 4 in its entirety

22. Page 18, line 5.

Following: line 4

Strike: "40-3-114, AND"

Insert: "Section"

Following: "MCA,"

Strike: "are"

Insert: "is"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 91

Noes: Bardanouve, McCormick, Peck, Ream, Solberg, Zabrocki.
Total 6

Excused: Sales.
Total 1

Absent or not voting: Hannah, Mueller.
Total 2

Representative Ramirez moved that consideration on HB 120 be passed for the day. Motion carried.

Representative Sales present at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Representative Addy made a substitute motion that HB 879 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (99-1)

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Harrington in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 105 - That HB 105, second reading copy, be amended as follows:

1. Page 2, line 16.
Strike: "EQUALLY"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Bachini, Hammond, Peck.
Total 3

Excused: None.
Total 0

Absent or not voting: Compton, Dozier, Driscoll, Harper, J. Jensen, McBride, McCormick, O'Connell, Seifert.
Total 9

That HB 105, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 66

Noes: Addy, Bachini, Bardanouve, Brand, Connelly, Darko, Driscoll, Farris, Hand, Hansen, Harp, Harper, Jacobsen, J. Jensen, Kemmis, Manuel, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ryan, Schye, Solberg, Spaeth, Stobie, Veleber, Vincent, Yardley.

Total 31

Excused: None.

Total 0

Absent or not voting: Dozier, Ellison, Hart.

Total 3

Representative Ramirez excused at this time.

HB 109 - Representative Winslow moved that consideration on HB 109 be postponed indefinitely. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 90

Noes: D. Brown, Harp.

Total 2

Excused: Ramirez.

Total 1

Absent or not voting: Bliss, Darko, Donaldson, Dozier, Manuel, Smith, Williams.

Total 7

Representative Ramirez present at this time.

HB 548 - That HB 548 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell,

Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: Brand, Lory, Spaeth, Yardley.

Total 4

Excused: None.

Total 0

Absent or not voting: D. Brown, Holliday, Schye.

Total 3

Representative Neuman excused at this time.

HB 879 - That HB 879, second reading copy, be amended as follows:

1. Committee of the Whole amendments, dated 2/22/83, 6:30 p.m.

Strike: all amendments

2. Page 3, line 20.

Following: “.”

Insert: “However, nothing contained in this act shall require a school district to provide athletic programs for contact sports between sexes.”

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O’Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: J. Jensen.

Total 1

Excused: Neuman.

Total 1

Absent or not voting: Bardanoue, Donaldson.

Total 2

Representative Neuman present at this time.

That HB 879, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O’Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 75

Noes: Bliss, Devlin, Ernst, Eudaily, Hanson, Harp, Jacobsen, R. Jensen, Keyser, Koehnke, Lory, Manuel, Mueller, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft.
Total 23

Excused: None.
Total 0

Absent or not voting: Donaldson, Winslow.
Total 2

HB 627 - That HB 627, second reading copy, be amended as follows:

1. Page 1, line 14.
Strike: "subsection"
Insert: "subsections"

2. Page 1, line 15.
Following: "~~(3)~~"
Insert: "and (3)"

3. Page 1, line 22.
Following: "~~official~~"
Insert: "of each elected official"

4. Page 2.
Following: "·"
Insert: "(3) The number of members of the personal staff of the public service commission who are exempted by subsection (1) may not exceed 10 and must be approved by the department according to criteria approved by the department."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Bengtson, Brand, R. Jensen, Ream, Ryan, Stobie, Switzer.
Total 7

Excused: None.
Total 0

Absent or not voting: Asay, Daily, Donaldson, Harper, J. Jensen, Seifert.
Total 6

That HB 627, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: Bardanouve, Bengtson, Brand, Hanson, Hemstad, Miller, Pistoria, Ryan, Solberg, Spaeth, Stobie, Switzer.
Total 12

Excused: None.
Total 0

Absent or not voting: Daily, Seifert.
Total 2

Representative Dozier in the Chair.

HB 663 - That HB 663 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Daily, Nordtvedt.
Total 2

Representatives Fabrega and O'Connell excused at this time.

HB 687 - That HB 687 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye,

Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Fabrega, O'Connell.

Total 2

Absent or not voting: Daily, Harrington, Hart, Manuel, Miller, Nordtvedt, Seifert.

Total 7

Representative Fabrega present at this time.

HB 708 - That HB 708 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Compton, Curtiss, Ellerd, Ellison, Hanson, Jacobsen, Koehnke, Mueller, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 17

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 720 - That HB 720 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: O'Connell.

Total 1

Absent or not voting: Bertelsen, Hansen, Harrington, J. Jensen.

Total 4

Representative Fabrega excused at this time.

HB 730 - That HB 730, second reading copy, be amended. Amendment failed as follows:

Ayes: Bliss, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Stobie, Swift, Thoft, Underdal, Wallin, Winslow.

Total 32

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 65

Excused: Fabrega, O'Connell.

Total 2

Absent or not voting: Farris.

Total 1

Representative Fabrega present at this time.

That HB 730 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Darko, Dozier, Hansen, Kadas, Mueller, Swift.

Total 6

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

Representative Harp excused at this time.

HB 797 - That HB 797, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 797

House Bill 797 requires a statement of intent because it authorizes the Department of Social and Rehabilitation Services to adopt rules to implement statutory changes. The Children's Trust created by voluntary contributions from income tax refunds would provide funds to locally based programs which are not operated by the state and which are involved in prevention and treatment of child abuse and neglect. The Department would administer the fund.

The Legislature contemplates that the rules should address the following, among other things:

1. Procedure for making grant applications.
2. Criteria for selecting programs for grant funding.
3. Definition of "In-kind" contributions.

The bill also authorizes the Department of Revenue to adopt rules to implement the checkoff provision on the Montana state income tax form.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Harp, O'Connell.

Total 2

Absent or not voting: Mueller, Nordtvedt, Winslow, Yardley.

Total 4

Representative Devlin moved that HB 797, with attached statement of intent, do pass. Representative Hart made a substitute motion that HB 797, with attached statement of intent, do not pass. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 43

Paired: O'Connell, Aye; Seifert, No.

Excused: None.

Total 0

Absent or not voting: Donaldson, Hansen.

Total 2

HB 808 - That HB 808, second reading copy, be amended as follows:

1. Page 8, line 3.

Following: "SECTION"

Insert: "within the 5 years immediately preceding the refusal in question"

2. Page 8, line 6.

Following: "SECTION"

Insert: "within the 5 years immediately preceding the refusal in question"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: O'Connell.

Total 1

Absent or not voting: Curtiss, Hannah, Harrington, Kemmis, Stobie, Switzer, Underdal.

Total 7

Representative Kitselman moved that HB 808, as amended, do pass.

Representative D. Brown made a substitute motion that HB 808, as amended, do not pass. The substitute motion failed as follows:

Ayes: Abrams, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, D. Brown, Daily, Donaldson, Driscoll, Fabrega, Fagg, Hammond, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Neuman, Nilson, Pavlovich, Quilici, Roush, Ryan, Sales, Schye, Solberg, Stobie, Underdal, Vinger, Williams, Yardley, Zabrocki.

Total 43

Noes: Addy, Asay, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Ellerd, Ernst, Eudaily, Farris, Hand, Hansen, Hanson, Harp, Hemstad, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser,

Kitselman, Lory, Manuel, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Winslow.

Total 53

Excused: O'Connell.

Total 1

Absent or not voting: Ellison, Hannah, Harrington.

Total 3

That HB 808, as amended, do pass. Motion carried as follows:

Ayes: Addy, Asay, Bengtson, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Farris, Hand, Hansen, Hanson, Harp, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Manuel, Metcalf, Miller, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Schultz, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Vincent, Waldron, Wallin, Winslow, Yardley.

Total 55

Noes: Abrams, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Daily, Donaldson, Driscoll, Fabrega, Fagg, Hammond, Harper, Hart, Howe, Iverson, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Mueller, Neuman, Nilson, Pavlovich, Quilici, Roush, Ryan, Sales, Saunders, Schye, Seifert, Solberg, Stobie, Underdal, Veleber, Vinger, Williams, Zabrocki.

Total 42

Excused: O'Connell.

Total 1

Absent or not voting: Hannah, Harrington.

Total 2

HB 811 - That HB 811 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: O'Connell.

Total 1

Absent or not voting: Asay, Hannah, Harrington.

Total 3

HB 832 - That HB 832 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bachini, Brand, D. Brown, Daily, Devlin, Ellison, Ernst, Hannah, Hanson, Keyser, Manuel, Pavlovich, Peck, Quilici, Schultz.

Total 15

Excused: O'Connell.

Total 1

Absent or not voting: Curtiss, Driscoll.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Report adopted. (89-8)

Representative Vincent moved that the House adjourn until 12:05 a.m., February 23, 1983.

Motion carried.

House adjourned at 11:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-FIFTH LEGISLATIVE DAY

Helena, Montana
February 23, 1983

House Chambers
State Capitol

House convened at 12:05 a.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except O'Connell, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

2/22/83

Correctly printed: HB 283, HB 700, HB 825.

Considered correctly engrossed: HB 269, HB 495, HB 580, HB 715, HB 809.

MESSAGES FROM THE OTHER HOUSE

SB 421, introduced by Daniels, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate and is transmitted to the House with the following vote: 2/22/83

Senate

Yeas - 19

Nays - 14

Senate bills passed and transmitted to the House for concurrence: 2/22/83

SB 108, introduced by B. Brown

SB 224, introduced by Tveit, Smith, Lee, et al.

SB 225, introduced by Daniels

SB 242, introduced by Gage, Towe

SB 246, introduced by B. Brown

SB 297, introduced by Hammond, E. Smith, Schultz, et al.

SB 308, introduced by Regan, Blaylock, Ramirez, et al.

SB 309, introduced by Graham, Boylan, Himsl, et al.

SB 325, introduced by Christiaens

SB 330, introduced by Galt, Holliday, Hager, et al.

SB 332, introduced by Marbut, Norman, Towe, et al.

SB 382, introduced by Stimatz, Jacobson, Daniels, et al.

SB 394, introduced by B. Brown, Halligan, Fuller, et al.

SB 403, introduced by Norman

SB 414, introduced by Elliott, Hager, Crippen, et al.

SB 422, introduced by Halligan

SB 429, introduced by R. Manning, Brand, Menahan, et al.

SB 453, introduced by Fuller, Kolstad, Gage, et al.

SJR 10, introduced by Van Valkenburg, Addy, Haffey, et al.

SJR 18, introduced by E. Smith, Etchart, Kolstad, et al.

MOTIONS

Representative Bengtson moved that her vote on HB 359, third reading on the 44th legislative day, be recorded as no. Motion carried.

Representative Ramirez moved that HB 120 be referred to the Committee on Appropriations. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 857 - That HB 857 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: D. Brown.

Total 1

Excused: O'Connell.

Total 1

Absent or not voting: Daily, Menahan, Quilici.

Total 3

HB 862 - That HB 862 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Jones, Marks, Ramirez.

Total 3

Excused: O'Connell.

Total 1

Absent or not voting: None.

Total 0

HB 880 - That HB 880, second reading copy, be amended as follows:

1. Title, line 11.

Following: "PERSONS;"

Insert: "DIRECTING THE COUNTY ATTORNEY TO FILE CHARGES;"

2. Page 8, lines 7 through 13.

Strike: "Any" on line 7 through "both" on line 13

Insert: "(1) If the evidence indicates violation of the criminal code, it shall be the responsibility of the county attorney to file appropriate charges against the alleged offender.

(2) Any person convicted of inflicting suffering upon an older person as a criminal misdemeanor is punishable as provided in 46-18-212.

(3) Any person convicted of inflicting suffering upon an older person as a criminal felony is punishable as provided in 46-18-213.

(4) District court shall have original jurisdiction under this section"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: Ryan, Stobie.

Total 2

Excused: O'Connell.

Total 1

Absent or not voting: Asay, Bergene, D. Brown, Lory, Quilici, Yardley.

Total 6

Representative Ramirez moved that HB 880 be passed to the bottom of the board. Motion carried.

HJR 30 - That HJR 30 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen,

R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Fagg, Hannah, Lory, Sands.

Total 4

Excused: O'Connell.

Total 1

Absent or not voting: Abrams.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (94-1)

Representative Vincent moved that the House recess until 9:00 a.m., February 23, 1983. Motion carried.

House recessed at 12:45 a.m.

House reconvened at 9:05 a.m.

Invocation by the Chaplain, Reverend Harper.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the forty-second legislative day, find the same to be correct.

J. Brown, Vice-Chairman

Representative O'Connell present at this time.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

2/23/83

Considered correctly engrossed: HB 282, HB 604, HB 632, HB 671, HB 732, HB 762, HB 766, HB 770, HB 772, HB 774, HB 789, HB 798, HB 812, HB 826, HB 855, HB 859, HB 886, HB 887, HJR 20.

Correctly engrossed: HB 281, HB 419, HB 540, HB 636, HB 701, HB 805, HB 836, HB 850, HB 873, HJR 5.

MOTIONS

Speaker Pro Tem Brand in the Chair.

Representative Farris moved that the House reconsider its do not pass action on HB 773, third reading on the 44th legislative day. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell,

Peck, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Asay, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 44

Excused: None.

Total 0

Absent or not voting: Bardanouve, Fabrega, Nordtvedt.

Total 3

Representative Menahan moved that HJR 28 be taken from second reading and referred to the Committee on Legislative Administration. Motion carried.

Representative Kemmis moved that HB 796 be taken from the Committee on Judiciary, printed and placed on second reading. Representative Jacobsen moved the previous question. Motion carried. Representative Kemmis' motion failed. (43-54)

Representative Kemmis moved that HB 278 be taken from second reading and referred to the Committee on Judiciary. Motion carried.

Speaker Kemmis in the Chair.

Representative Vincent moved that the House recess at 9:35 a.m. Motion carried.

House resumed at 10:03 a.m.

Representative Vincent moved that the rules be temporarily suspended to allow all bills that pass second reading to be placed on third reading this same day. Representative Marks made a substitute motion to postpone Representative Vincent's motion until the second reading board cleared. The substitute motion failed. Representative Vincent's motion failed. (52-41)

Representative Vincent moved that the rules be temporarily suspended to allow all bills correctly engrossed and considered correctly engrossed to be placed on second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 283 - Representative Vincent moved that HB 283 be passed to the bottom of the board. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper,

Harrington, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Excused: None.

Total 0

Absent or not voting: Howe.

Total 1

HB 681 - Representative Devlin moved that HB 681 be placed below HB 721. Motion carried.

Representative Neuman excused at this time.

HB 100 - That HB 100, second reading copy, be amended as follows:

1. Page 10, lines 12 through 14.

Strike: "be" on line 12 through "accountability" on line 14

Insert: "include at least one person representing each of the following: the financial community, small business, agriculture, organized labor, and the general public"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Asay, Seifert, Switzer.

Total 3

Excused: Neuman.

Total 1

Absent or not voting: Fabrega, Harp, Nordtvedt, Schultz, Stobie, Winslow.

Total 6

That HB 100, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Ellerd, Sales.

Total 2

Excused: Neuman.

Total 1

Absent or not voting: Manuel, Nordtvedt, Stobie.

Total 3

HB 371 - That HB 371, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 42

Noes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 57

Paired: Seifert, Aye; Neuman, No.

Excused: None.

Total 0

Absent or not voting: Hanson.

Total 1

That HB 371 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Neuman.

Total 1

Absent or not voting: Sales, Vinger.

Total 2

HB 625 - That HB 625, second reading copy, be amended as follows:

1. Title, line 6.

Following: "THAT"

Insert: "UP TO"

2. Title, line 7.

Strike: "WILL"

Insert: "MAY"

3. Page 2, line 24.

Following: "appropriation,"

Insert: "up to"

4. Page 3, line 7.

Strike: "must"

Insert: "may"

5. Page 3, line 8.

Following: "representing"

Insert: "up to"

6. Page 3, line 12.

Following: "from the"

Insert: "maximum"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Dozier, Hart, Kadas, McCormick, Nilson, Pavlovich.

Total 6

Excused: Neuman.

Total 1

Absent or not voting: Harrington, Nordtvedt, Seifert.

Total 3

That HB 625, second reading copy, be further amended as follows:

1. Title, line 6.

Following: "THAT"

Insert: "AN AMOUNT NOT TO EXCEED"

2. Page 2, line 23.

Following: "(1)"

Strike: "All"

Insert: "Subject to legislative allocations as provided in subsection (2), all"

3. Page 2, line 23.

Following: "legislature"

Insert: "shall"

4. Page 2, line 24.

Following: "appropriation,"

Insert: "an amount not to exceed"

5. Page 3, line 7.

Following: "(2)"

Strike: "Each new state building must include works of art representing 1% of its appropriated cost"

Insert: "(a) If a state building recommended for construction in the report required by Title 17, chapter 17, part 2, is also recommended as appropriate for the inclusion of works of art as provided in [section 3(2)], the report shall so state, and in addition the report shall include any recommendation made by the Montana Arts Council concerning the appropriateness of the building for the inclusion of works of art, the types of works of art suggested for inclusion in such building, and the anticipated cost of such suggested works of art, including costs of acquisition, maintenance, and administrative expenses associated with the suggested works of art.

(b) The Legislature may, for those buildings recommended as appropriate for the inclusion of works of art, allocate an amount not to exceed 1% of the appropriated cost for use as specified in [section 4(1)].

(c)"

6. Page 2, line 12.

Following: "the"

Strike: "1%"

7. Page 2, line 13.

Following: "setoff"

Strike: "established in subsection (1)"

Insert: "allocated by the legislature"

8. Page 2, line 17.

Following: "the"

Strike: "1%"

9. Page 2, line 17.

Following: "setoff"

Strike: "established in subsection (1)"

Insert: "allocated by the legislature"

10. Page 4, line 2.

Following: line 2

Insert: "(a) submit its recommendations to the architecture and engineering division of the department of administration for

inclusion in the report required by Title 17, chapter 17, part 2, concerning the appropriateness of any such building for the inclusion of works of art, a description of the types of works of art suggested for inclusion in the building, and the anticipated costs of acquisition, maintenance, and administrative expenses associated with the suggested works of art."

Reletter: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, Compton, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 74

Noes: Addy, Bengtson, Brand, Connelly, Dozier, Driscoll, Fagg, Hammond, Hansen, Howe, Kadas, Kemmis, Metcalf, Nilson, Ream, Vincent, Williams, Yardley.

Total 18

Excused: Neuman.

Total 1

Absent or not voting: J. Brown, Curtiss, Harrington, McCormick, Marks, Menahan, Stobie.

Total 7

Representative Neuman present at this time.

That HB 625, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Bachini, Ellerd, Hannah, Kennerly, Pavlovich, Peck, Sales, Stobie, Thoft, Wallin.

Total 10

Excused: None.

Total 0

Absent or not voting: Iverson, McCormick, Marks, Seifert.

Total 4

HB 659 - That HB 659, second reading copy, be amended as follows:

1. Page 5, lines 6 through 9.

Following: "the department shall"

Strike: remainder of lines 6 through 9 in their entirety

Insert: "prepare and approve a plan for such county. The department shall then allocate block grant funds to the appropriate human resource development council to administer according to the plan approved for such county by the department."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Zabrocki.
Total 67

Noes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Keyser, Kitselman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Underdal, Vinger.
Total 24

Excused: None.
Total 0

Absent or not voting: Fagg, Iverson, Marks, Manuel, Smith, Spaeth, Wallin, Winslow, Yardley.
Total 9

That HB 659, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.
Total 42

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Zabrocki.
Total 55

Excused: None.
Total 0

Absent or not voting: Hansen, Winslow, Yardley.
Total 3

Representative Hemstad excused at this time.

That HB 659, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily,

Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Compton, Devlin, Ellerd, Hannah, Jacobsen, R. Jensen, Kitselman, Koehnke, Ryan, Sales, Smith, Solberg, Stobie, Switzer, Underdal.

Total 15

Excused: Hemstad.

Total 1

Absent or not voting: Dozier, Driscoll, Hart, Yardley.

Total 4

Representative Hemstad present at this time.

HB 685 - Representative Harper moved that HB 685 do pass. Representative Nordtvedt made a substitute motion that HB 685 do not pass. The substitute motion failed as follows:

Ayes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, Iverson, R. Jensen, Jones, Nordtvedt, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 23

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Excused: None.

Total 0

Absent or not voting: Manuel.

Total 1

That HB 685 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bliss, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Mueller, Nordtvedt, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 19

Excused: None.

Total 0

Absent or not voting: Darko, Shontz.

Total 2

HB 700 - That HB 700, second reading copy, be amended as follows:

1. Page 30, line 24.

Following: "must"

Strike: "be broadly representative of the state, seeking to balance professional expertise and public interests and accountability"

Insert: "include at least one person representing each of the following: the financial community, small business, agriculture, organized labor, and the general public"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Asay, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, R. Jensen, Jones, Keyser, Kitselman, Marks, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Vinger, Winslow.

Total 31

Excused: None.

Total 0

Absent or not voting: Bergene.

Total 1

That HB 700, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bliss, Devlin, Ellerd, Ellison, Nordtvedt, Ryan, Sales, Smith, Solberg, Stobie, Underdal.

Total 11

Excused: None.

Total 0

Absent or not voting: Hand, Hannah, Marks, Seifert.

Total 4

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (89-8)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 269 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Abrams, Asay, Bengtson, Bliss, Brand, Curtiss, Devlin, Ellerd, Ellison, Hanson, Jacobsen, Kitselman, Koehnke, Seifert, Solberg, Switzer, Underdal.

Total 17

Excused: None.

Total 0

Absent or not voting: Swift.

Total 1

HB 281 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Driscoll.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 282 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Devlin, Ellison, Hanson, Jacobsen, Jones, Manuel, Ryan, Seifert, Stobie.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 419 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bengtson, Bergene, Daily, Darko, Fabrega, Farris, Hammond, Harp, Jacobsen, J. Jensen, Jones, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft.

Total 25

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 495 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson,

Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 540 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 77

Noes: Abrams, Brand, D. Brown, Devlin, Driscoll, Ellison, Iverson, Jacobsen, Jones, Kennerly, Koehnke, Lybeck, Pavlovich, Phillips, Quilici, Ryan, Sales, Seifert, Smith, Spaeth, Stobie, Switzer, Zabrocki.

Total 23

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 580 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Devlin, Jones, Koehnke, Marks, Ryan, Sales, Schultz, Stobie, Vinger.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 604 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 632 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 636 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Fagg, Hand, Harper, Jacobsen, R. Jensen, Jones, Koehnke, Marks, Manuel, Mueller, Nordtvedt, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Underdal, Veleber.

Total 20

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 671 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Curtiss.

Total 1

Excused: None.

Total 0

Absent or not voting: Ream.

Total 1

HB 701 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bengtson, D. Brown, Quilici, Ryan, Saunders, Stobie, Thoft.
Total 7

Excused: None.
Total 0

Absent or not voting: Ellerd.
Total 1

HB 715 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Asay, Nordtvedt.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 732 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: Hannah.
Total 1

HB 762 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll,

Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Sales, Sands, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 60

Noes: Abrams, Bengtson, Bliss, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lybeck, Marks, Mueller, Nilson, Nordtvedt, Phillips, Pistoria, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 40

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 766 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Nordtvedt.

Total 1

Excused: None.

Total 0

Absent or not voting: Manuel.

Total 1

Representative O'Connell excused at this time.

HB 770 passed as follows:

Ayes: Abrams, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Addy, Asay, Bengtson, Hanson, Jacobsen, J. Jensen, Koehnke, Lybeck, Ryan, Saunders, Schultz, Solberg, Stobie, Vinger.
Total 14

Excused: O'Connell.
Total 1

Absent or not voting: None.
Total 0

Representative O'Connell present at this time.

HB 772 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Shontz.
Total 1

Excused: None.
Total 0

Absent or not voting: Bergene.
Total 1

HB 774 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Bliss, Brand, Hanson, Harp, Neuman, Nordtvedt, Sales, Sands, Seifert, Shontz, Underdal.
Total 11

Excused: None.
Total 0

Absent or not voting: Hansen.
Total 1

HB 789 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 95

Noes: Curtiss, Ellison, Ramirez, Yardley.

Total 4

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 798 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Asay, Curtiss, Devlin, Ellerd, Ernst, Hanson, Jacobsen, Keyser, Koehnke, Manuel, Nordtvedt, Ryan, Sales, Sands, Shontz, Solberg, Stobie, Switzer, Underdal.

Total 19

Excused: None.

Total 0

Absent or not voting: Bergene, Daily.

Total 2

HB 805 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Donaldson, Spaeth.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 809 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Hanson, Jacobsen, Koehnke, Seifert, Shontz, Stobie, Swift, Switzer.

Total 9

Excused: None.

Total 0

Absent or not voting: Ellison.

Total 1

HB 812 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Swift.

Total 1

HB 826 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Driscoll, Keenan, Menahan, Stobie.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 836 passed as follows:

Ayes: Addy, Bergene, Bertelsen, D. Brown, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Spaeth, Stobie, Swift, Thoft, Veleber, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 56

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Fagg, Hand, Hannah, Harper, Hemstad, Jacobsen, R. Jensen, Kennerly, Keyser, Kitselman, Koehnke, Marks, Metcalf, Neuman, Peck, Pistoria, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Switzer, Underdal, Vincent, Waldron, Winslow.

Total 43

Excused: None.

Total 0

Absent or not voting: Yardley.

Total 1

HB 850 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke,

Lory, Lybeck, Marks, Manuel, Phillips, Ramirez, Sands, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.
Total 32

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 855 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: Brand.
Total 1

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 859 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 94

Noes: Brand, Jacobsen, Manuel, Seifert, Vinger.
Total 5

Excused: None.
Total 0

Absent or not voting: Zabrocki.
Total 1

HB 873 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bliss, Ellerd, Hanson, Sales, Seifert, Solberg.

Total 6

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 886 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Curtiss, Sales.

Total 2

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 887 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Peck.

Total 1

Excused: None.

Total 0

Absent or not voting: Ellerd.

Total 1

HJR 5 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: D. Brown, Devlin, Ellerd, Hanson, Koehnke, Lory, O'Connell, Ryan, Seifert, Solberg, Stobie, Switzer, Vinger.

Total 13

Excused: None.

Total 0

Absent or not voting: R. Jensen, Nordtvedt.

Total 2

HJR 20 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 77

Noes: Addy, Bardanouve, Brand, D. Brown, Daily, Harper, Harrington, J. Jensen, Kadas, Keenan, McBride, Nisbet, Pavlovich, Quilici, Saunders, Schye, Spaeth, Veleber, Vincent, Yardley, Mr. Speaker.

Total 21

Excused: None.

Total 0

Absent or not voting: Bertelsen, Farris.

Total 2

HJR 26 passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson,

Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: Addy, Bardanouve, Brand, D. Brown.
Total 4

Excused: None.
Total 0

Absent or not voting: Hansen.
Total 1

MOTIONS

Representative Metcalf moved that his vote on HB 873, third reading this day, be recorded as yes. Motion carried.

Representative Smith moved that his vote on HB 850, third reading this day, be recorded as yes. Motion carried.

Representative Menahan moved that his vote on HB 798, third reading this day, be recorded as yes. Motion carried.

Representative Asay moved that his vote on HB 873, third reading this day, be recorded as yes. Motion carried.

Representative Ramirez moved that the House reconsider its do pass action on HB 288, third reading on the 44th legislative day. Motion failed. (37-58)

Representative Vincent moved that the House recess at 1:15 p.m. Motion carried.

House reconvened at 1:28 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 2/23/83
Considered correctly engrossed: HB 309, HB 548, HB 715, HB 782, HB 788, HB 820, HB 830, HB 832, HB 862, HJR 23, HJR 29, HJR 30.
Correctly engrossed: HB 105, HB 627, HB 853, HB 856, HB 872.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 2/23/83

Recommend that at the beginning of business February 28, 1983, the following be employed:

Rhonda Safford	Page
Michelle Malovghney	Page
Deborah Ernst	Page
Esther Stenberg	Page
James Schaal	Page
Kenneth Speelmon	Page

Kathleen McKinney.....	Page
Cheryl Lopp	Page

Recommend that at the close of business February 23, 1983, the following employment be terminated:

Traci Koehnke	Page
Aaron Barnhart.....	Page
Erick Doolen	Page
Wendy Strong	Page
Denise Hoffman.....	Page
Connie Carlson.....	Page
Jennifer Rudio	Page
Robert Kalt	Page
Michele Lewis	Page
Vicki Johnson	Page
Nancy Stevens	Page

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow all bills that have passed second reading and all bills on the second reading board to be placed on third reading this same day. Motion carried.

Representative Vincent moved that HB 283 be placed at the top of the board. Motion carried.

Representative Asay moved that the House reconsider its do pass action on HB 836, third reading this day. Motion failed. (38-55)

Representative Farris moved that her vote on HB 419, third reading this day, be recorded as no. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 105 passed as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Seifert, Smith, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.
Total 72

Noes: Bachini, Bardanouve, Brand, Connelly, Darko, Dozier, Ellison, Harper, Jacobsen, Metcalf, Neuman, Nilson, Nisbet, Peck, Ream, Ryan, Schye, Shontz, Solberg, Spaeth, Stobie, Veleber, Yardley, Zabrocki, Mr. Speaker.
Total 25

Excused: None.
Total 0

Absent or not voting: Asay, Manuel, Miller.
Total 3

HB 309 passed as follows:

Ayes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Harper, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Mueller, Neuman, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 54

Noes: Abrams, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Hammond, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Kadas, Keenan, Kennerly, McBride, McCormick, Marks, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Waldron, Zabrocki, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1

HB 548 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Lory, Schye, Spaeth.

Total 4

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1

HB 627 passed as follows:

Ayes: Abrams, Addy, Asay, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Bachini, Bardanouve, Bengtson, Brand, Hanson, Hemstad, Koehnke, Nordtvedt, Peck, Pistoria, Ryan, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft.

Total 18

Excused: None.

Total 0

Absent or not voting: Bergene, Hansen, Miller.

Total 3

HB 782 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, D. Brown, Compton, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bachini, Bardanouve, Bliss, Brand, J. Brown, Connelly, Curtiss, Darko, Metcalf, Neuman, Nisbet, Peck, Ramirez, Sales, Shontz, Spaeth, Veleber, Waldron.

Total 18

Excused: None.

Total 0

Absent or not voting: Fagg, Miller.

Total 2

HB 788 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1

HB 820 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, Waldron, Yardley.

Total 3

Excused: None.

Total 0

Absent or not voting: Miller.

Total 1

HB 830 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Lory, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Bengtson, Bliss, Curtiss, Hansen, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Ryan, Saunders, Seifert, Smith, Solberg, Stobie.

Total 19

Excused: None.

Total 0

Absent or not voting: Manuel, Miller, Thoft.

Total 3

HB 832 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bachini, Brand, D. Brown, Curtiss, Daily, Devlin, Ellison, Ernst, Hannah, Hanson, Jones, Keyser, Kitselman, Manuel, Pavlovich, Peck, Quilici, Schultz, Seifert, Smith, Thoft, Wallin.

Total 22

Excused: None.

Total 0

Absent or not voting: Switzer.

Total 1

HB 853 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Hannah.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 856 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 862 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 872 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Bachini, Brand, Peck.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 23 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber,

Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki,
Mr. Speaker.

Total 90

Noes: Brand, D. Brown, Daily, Driscoll, Ellison, Keyser, Menahan,
Pistoria, Quilici, Seifert.

Total 10

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 29 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene,
Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,
Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,
Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper,
Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen,
R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke,
Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf,
Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich,
Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales,
Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth,
Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron,
Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Brand, Stobie, Mr. Speaker.

Total 3

Excused: None.

Total 0

Absent or not voting: Farris.

Total 1

HJR 30 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss,
Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,
Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,
Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper,
Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen,
Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck,
McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller,
Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips,
Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz,
Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,
Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams,
Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Bardanouve, Fagg, Hannah, Lory, Sands.

Total 5

Excused: None.

Total 0

Absent or not voting: J. Jensen.

Total 1

HB 773 failed to pass as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 50

Noes: Asay, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Marks, Mueller, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 50

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 283 - That HB 283, second reading copy, be amended as follows:

1. Title, line 4.

Following: "AN ACT"

Insert: "REVISING THE DEFINITION OF CONTRIBUTION
FOR THE PURPOSE OF CAMPAIGN PRACTICES;"

2. Title, lines 5 and 6.

Following: "," on line 5

Strike: "LIMITING" through "OFFICES" on line 6

Insert: "ESTABLISHING VOLUNTARY EXPENDITURE LIM-
ITS FOR CANDIDATES AND BALLOT ISSUES"

Following: "," on line 6

Insert: "AND"

3. Title, lines 8 and 9.

Strike: "AND" on line 8 through "," on line 9

4. Title, line 10.

Following: "SECTIONS"

Insert: "13-1-101,"

Following: "13-37-216"

Insert: "AND"

Strike: ", AND 13-37-230"

5. Page 1.

Following: line 12

Insert: "Section 1. Section 13-1-101, MCA, is amended to read:

"13-1-101. Definitions. As used in this title, unless the context clearly indicates otherwise, the following definitions apply:

- (1) "Anything of value" means any goods that have a certain utility to the recipient that is real and that is ordinarily not given away free but is purchased.
- (2) "Candidate" means:
 - (a) an individual who has filed a declaration or petition for nomination, acceptance of nomination or appointment as a candidate for public office as required by law;
 - (b) for the purposes of chapters 35, 36, or 37, an individual who has publicly announced his intention to seek nomination or election to public office by write-in vote and who has received a contribution or made an expenditure or has given an authorization to another person to receive a contribution or make an expenditure for the purpose of supporting his nomination or election.
- (3) (a) "Contribution" means:
 - (i) an advance, gift, loan, conveyance, deposit, payment, or distribution of money or anything of value to influence an election, some of which terms are further defined as follows:
 - (A) "loan" includes a guarantee, endorsement, and any other form of security in which the risk of nonpayment rests with the surety, guarantor, or endorser, as well as with a political committee, candidate, or other primary obligor. A loan is a contribution to the extent that the obligation remains outstanding.
 - (B) "money" includes currency of the United States or of any foreign nation, checks, money orders, and any other negotiable instrument payable on demand;
 - (C) "anything of value" includes securities, goods, facilities, equipment, supplies, personnel, advertising services, or other in-kind contributions provided without charge (other than volunteer services) or at a charge that is below the normal charge for the items. "Normal charge" for goods means the price of those goods in the market from which they ordinarily would have been purchased at the time of their contribution; and "normal charge" for any services, other than those provided by an unpaid volunteer, means a charge based on the weekly, hourly, or piecework rate charge, whichever is best applicable, ordinarily paid to the person providing the services.
 - (ii) a transfer of funds between political committees;
 - (iii) the payment by a person other than a candidate or political committee of compensation for the personal services of another person that are rendered to a candidate or political committee;
 - (iv) a written contract, promise, or agreement, such as a signed pledge card, whether or not legally enforceable, to make a contribution, and is a reportable debt owed to the candidate or committee until it is honored.
- (b) "Contribution" does not mean:

- (i) services provided without compensation by individuals volunteering a portion or all of their time on behalf of a candidate or political committee or meals and lodging provided by individuals in their private residence for a candidate or other individual;
- (ii) the cost of any bona fide news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, or other periodical publication of general circulation;
- (iii) the cost of any communication by any membership organization or corporation to its members or stockholders or employees, so long as such organization is not a primary political committee; or
- (iv) filing fees paid by the candidate;
- (v) payments made for the purpose of determining whether an individual should become a candidate, such as those incurred in conducting a poll;
- (vi) unreimbursed payments for transportation expenses made by an individual in volunteering services to a candidate, to the extent that the cumulative value of the payments does not exceed \$100 for an election; or
- (vii) unreimbursed payment from a volunteer's personal funds for usual and normal living expenses incident to volunteer activity.
- (4) "Election" means a general, special, or primary election held pursuant to the requirements of state law, regardless of the time and/or purpose.
- (5) "Election administrator" means the county clerk and recorder or the individual designated by a county governing body to be responsible for all election administration duties, except that with regard to school elections, the term means the school district clerk.
- (6) "Elector" means an individual qualified and registered to vote under state law.
- (7) (a) "Expenditure" means a purchase, payment, distribution, loan, advance, promise, pledge, or gift of money or anything of value made for the purpose of influencing the results of an election.
- (b) "Expenditure" does not mean:
 - (i) services, food, or lodging provided in a manner that they are not contributions under subsection (3);
 - (ii) payments by a candidate for his filing fee or for personal travel expenses, food, clothing, lodging, or personal necessities for himself and his family;
 - (iii) the cost of any bona fide news story, commentary, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, or other periodical publication of general circulation; or
 - (iv) the cost of any communication by any membership organization or corporation to its members or stockholders or employees, so long as such organization is not a primary political committee.

- (8) "General election" means an election held for the election of public officers throughout the state at times specified by law, including elections for officers of political subdivisions when the time of the election is set on the same date for all similar political subdivisions in the state.
- (9) "Individual" means a human being.
- (10) "Issue" or "ballot issue" means a proposal submitted to the people at an election for their approval or rejection, including but not limited to initiatives, referenda, proposed constitutional amendments, recall questions, school levy questions, bond issue questions, or a ballot question. For the purposes of chapters 35, 36, and 37, an issue becomes a "ballot issue" upon certification by the proper official that the legal procedure necessary for its qualification and placement upon the ballot has been completed, except that a statewide issue becomes an "issue" upon approval by the secretary of state of the form of the petition or referral.
- (11) "Person" means an individual, corporation, association, firm, partnership, cooperative, committee, club, union, or other organization or group of individuals or a candidate as defined in subsection (2) of this section.
- (12) "Political committee" means a combination of two or more individuals or a person other than an individual who makes a contribution or expenditure:
- (a) to support or oppose a candidate or a committee organized to support or oppose a candidate or a petition for nomination; or
 - (b) to support or oppose a ballot issue or a committee organized to support or oppose a ballot issue; or
 - (c) as an earmarked contribution.
- (13) "Political subdivision" means a county, consolidated municipal-county government, municipality, special district, or any other unit of government, except school districts, having authority to hold an election for officers or on a ballot issue.
- (14) "Primary" or "primary election" means an election held throughout the state to nominate candidates for public office at times specified by law, including nominations of candidates for offices of political subdivisions when the time for such nominations is set on the same date for all similar subdivisions in the state.
- (15) "Public office" means a state, county, municipal, school, or other district office that is filled by the people at an election.
- (16) "Registrar" means the county election administrator and any regularly appointed deputy or assistant election administrator.
- (17) "Special election" means an election other than a statutorily scheduled primary or general election held at any time for any purpose provided by law. It may be held in conjunction with a statutorily scheduled election.
- (18) "Voting machine or device" means any equipment used to record, tabulate, or in any manner process the vote of an elector."

Following: "contributions" on line 14

Strike: "and expenditures"

Insert: "— voluntary limitations on expenditures"

7. Page 3, line 3.

Following: "(3)"

Insert: "(a)"

Following: "of"

Insert: "monetary"

8. Page 3, lines 5 through 7.

Following: "candidate" on line 5

Strike: "or ballot issue"

Following: "the" on line 5

Strike: "total" through "issue" on line 7

Insert: "voluntary campaign expenditure limits established in (a) through (h) and (k) through (v) of subsection (4).

(b) At no time may the aggregate amount of monetary contributions received from all political committees for a candidate for the state senate exceed \$1,000 or \$600 for a candidate for the state house of representatives.

(c) In-kind contributions may not be included in computing the limitation totals provided for in subsections (3)(a) and (3)(b)"

9. Page 3, line 9.

Following: " "

Insert: "a candidate is encouraged to voluntarily agree that"

Following: "expenditures"

Strike: "may"

Insert: "will"

10. Page 3, line 10.

Strike: "a"

Insert: "the"

11. Page 4, line 15.

Following: " "

Insert: "a person or political committee organized in support of or in opposition to a ballot issue is encouraged to voluntarily limit"

Strike: "to"

Insert: "in"

Following: "support"

Insert: "of or in opposition to"

Strike: "may not"

12. Page 4, lines 16 and 17.

Strike: "exceed" on line 16

Insert: "to"

Strike: "of" on line 16

Insert: "not to exceed"

Strike: "and" on line 16 through "\$250,000" on line 17

13. Page 6, line 17 through line 8, page 8.

Strike: section 3 in its entirety

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond,

Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow.
Total 84

Noes: D. Brown, McCormick, Pavlovich, Zabrocki.
Total 4

Excused: None.
Total 0

Absent or not voting: Bardanouve, Donaldson, Dozier, Hansen, Harrington, Koehnke, Marks, Manuel, Ramirez, Smith, Waldron, Yardley.
Total 12

That HB 283, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Dozier, Ellerd, R. Jensen, Lory, McCormick, Nisbet, Pavlovich, Pistoria, Stobie, Wallin.
Total 10

Excused: None.
Total 0

Absent or not voting: Driscoll, Fabrega, Mueller.
Total 3

HB 871 - That HB 871, second reading copy, be amended as follows:

1. Page 29, line 24.

Following: "must"

Strike: remainder of line 24 through "accountability" on line 1, page 30

Insert: "include at least one person representing each of the following: the financial community, small business, agriculture, organized labor, and the general public"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan,

Saunders, Schye, Shontz, Smith, Spaeth, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 61

Noes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Lory, Marks, Mueller, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Vinger.

Total 31

Excused: None.

Total 0

Absent or not voting: Asay, Bardanouve, Brand, Ernst, Fabrega, Kitselman, Koehnke, Winslow.

Total 8

That HB 871, second reading copy, be further amended as follows:

1. Page 22, line 14.

Strike: "\$2.5"

Insert: "\$5"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Keyser.

Total 1

Excused: None.

Total 0

Absent or not voting: Bardanouve, Bliss, Brand, Ernst, Fabrega, Hannah, Kennerly, Koehnke, Nordtvedt, Phillips.

Total 10

Representatives Menahan and Shontz excused at this time.

That HB 871, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Kitselman, Lory, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Quilici, Ramirez, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 71

Noes: Bachini, Bliss, Brand, Dozier, Hammond, Howe, Kadas, Keenan, Kemmis, Keyser, Koehnke, Lybeck, McBride, O'Connell, Peck, Pistoria, Ream, Ryan, Sales, Stobie, Underdal, Waldron, Williams, Yardley.

Total 24

Excused: Menahan, Shontz.

Total 2

Absent or not voting: Ellerd, Nordtvedt, Thoft.

Total 3

Representative Menahan present at this time.

HB 721 - That HB 721 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Bachini, Bliss, Brand, Driscoll, O'Connell, Peck, Ryan, Stobie, Veleber.

Total 9

Excused: Shontz.

Total 1

Absent or not voting: Bardanouve, Ellerd, Fagg, Harp, Hart, Iverson, Nordtvedt, Winslow.

Total 8

HB 681 - Representative Devlin moved that HB 681 be placed below HB 880. Motion carried.

HB 818 - Representative Vincent moved that HB 818 be placed below HB 733. Motion carried.

HB 733 - That HB 733 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Brand, Ellerd, Kadas, Lybeck, McCormick, Seifert, Spaeth, Yardley.

Total 8

HB 818 - That HB 818 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 89

Noes: Bliss, Brand.

Total 2

Excused: Shontz.

Total 1

Absent or not voting: Harrington, Lybeck, McCormick, Seifert, Spaeth, Switzer, Wallin, Winslow.

Total 8

HB 750 - That HB 750 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Ellerd, Solberg.

Total 2

Excused: Shontz.

Total 1

Absent or not voting: Donaldson, Fagg, Harrington, R. Jensen, McCormick, Quilici, Winslow.

Total 7

HB 765 - Representative Kadas moved that HB 765 do pass. Representative Stobie made a substitute motion that HB 765 do not pass. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser,

Kitselman, Koehnke, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 59

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Menahan, Metcalf, Nilson, Nisbet, Peck, Ream, Ryan, Saunders, Schye, Veleber, Vincent, Waldron.
Total 40

Excused: Shontz.
Total 1

Absent or not voting: None.
Total 0

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (83-14)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 2/23/83
Considered correctly engrossed: HB 371, HB 685, HB 687, HB 708, HB 730, HB 857.
Correctly engrossed: HB 808, HB 879.

BILLS (Menahan, Chairman): 2/23/83
Considered correctly engrossed: HB 663, HB 720, HB 721, HB 733, HB 750, HB 811, HB 818, HB 825, HB 861, HJR 8.
Correctly engrossed: HB 100, HB 283, HB 625, HB 659, HB 700, HB 749, HB 802, HB 871, HB 880, HB 888.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

- HB 892**, introduced by Nilson, (By Request of the Department of Fish, Wildlife, and Parks). Referred to Committee on Appropriations.
- HB 893**, introduced by Neuman, Marks, Roush, Holliday, Iverson, Curtiss, Fabrega, Donaldson, Winslow, Manuel, Koehnke, Ellison, Bengtson, Jacobsen, Graham, Tveit, Hand, Mohar, Thoft, Stimatz, Towe, Galt. Referred to Committee on Natural Resources.
- HB 894**, introduced by Marks, Neuman, Seifert, Galt, Iverson, Keating, Donaldson, Thoft, Keyser, Ellison, Stobie, Smith, Ryan, Jones, Graham. Referred to Committee on Natural Resources.
- HB 895**, introduced by Harp, B. Brown, Mohar, Connelly, Curtiss, Jones, Smith, Lybeck, Darko, Mueller. Referred to Committee on Appropriations.
- HB 896**, introduced by Thoft, Winslow, Regan, Blaylock, Towe, J. Jensen, Bengtson, Conover, Crippen, Hager, Turnage, Mazurek, Keating, Williams, Kitselman, Hannah, Driscoll, Asay, Sands, Ramirez, Shontz, Addy, Saunders, Holliday, Howe, Dozier. Referred to Committee on Appropriations.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 802 - That HB 802, second reading copy, be amended as follows:

1. Page 24.

Following: line 14

Insert: "NEW SECTION. Section 14. Termination. Section 3 terminates July 1, 1985."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Bardanouve, Dozier, Harper, Lory, Ream.

Total 5

Excused: Shontz.

Total 1

Absent or not voting: Bergene, Brand, Connelly, Driscoll, Eudaily, Iverson, Marks, Pistoria, Stobie, Yardley.

Total 10

That HB 802, second reading copy, be further amended as follows:

1. Page 22, lines 10 through 15.

Following: "(c)"

Strike: line 10 through "livestock." on line 15

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Dozier, Hart, J. Jensen.

Total 3

Excused: Shontz.

Total 1

Absent or not voting: Bergene, Brand, Connelly, Driscoll, Marks, Stobie, Yardley.

Total 7

Representatives Nilson and Waldron excused at this time.

That HB 802, as amended, do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sands, Schultz, Schye, Seifert, Smith, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 64

Noes: Abrams, Asay, Bengtson, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Hemstad, Holliday, Jacobsen, Kitselman, Koehnke, McCormick, Miller, Neuman, Phillips, Pistoria, Ryan, Sales, Saunders, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Zabrocki.

Total 33

Paired: Waldron, Aye; Vinger, No.

Excused: Nilson, Shontz.

Total 2

Absent or not voting: Compton.

Total 1

HB 825 - That HB 825 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Devlin, Ramirez, Seifert, Swift, Switzer, Underdal.

Total 6

Excused: Nilson, Shontz, Waldron.

Total 3

Absent or not voting: Daily, Jones, Lybeck, Nordtvedt, Pistoria.

Total 5

HB 877 - That HB 877 do pass. Motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Brand, Daily, Darko, Donaldson, Dozier, Driscoll, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Sands, Schye, Spaeth, Veleber, Vincent, Zabrocki.

Total 44

Noes: Asay, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Manuel, Mueller, Neuman, Nordtvedt, Peck, Phillips, Roush, Ryan, Sales, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 51

Excused: Nilson, Shontz, Waldron.

Total 3

Absent or not voting: Connelly, Yardley.

Total 2

That HB 877 do not pass. Motion carried as follows:

Ayes: Asay, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Mueller, Neuman, Nordtvedt, Pavlovich, Peck, Phillips, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 55

Noes: Abrams, Addy, Bachini, Bardanouve, Bergene, Brand, D. Brown, Curtiss, Darko, Donaldson, Dozier, Driscoll, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pistoria, Quilici, Ramirez, Ream, Sands, Spaeth, Veleber, Vincent.

Total 41

Excused: Nilson, Shontz, Waldron.

Total 3

Absent or not voting: Daily.

Total 1

Representatives Harp and Switzer excused at this time.

HJR 8 - That HJR 8, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 42

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Paired: Harp, Seifert, Switzer, Ayes; Addy, Bardanouve, Waldron, Noes.

Excused: Nilson, Shontz.

Total 2

Absent or not voting: None.

Total 0

That HJR 8, second reading copy, be further amended. Amendment failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Asay, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 51

Paired: Addy, Bardanouve, Waldron, Ayes; Harp, Nordtvedt, Switzer, Noes.

Excused: Nilson, Shontz.

Total 2

Absent or not voting: Kemmis.

Total 1

Representative Hannah excused at this time.

That HJR 8 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Phillips, Ramirez,

Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Paired: Addy, Bardanouve, Nilson, Vincent, Waldron, Ayes; Hannah, Harp, Marks, Seifert, Switzer, Noes.

Excused: Shontz.

Total 1

Absent or not voting: None.

Total 0

HB 880 - That HB 880, second reading copy, be amended as follows:

1. Title, line 11.

Strike: "PROVIDING PENALTIES"

Insert: "DIRECTING THE COUNTY ATTORNEY TO FILE CHARGES"

2. Page 2, lines 22 and 23.

Following: "Reports"

Strike: "required. (1) The first professional or official"

Insert: ". (1) When the professionals and officials"

3. Page 2, lines 23 and 24.

Following: "(3)"

Strike: "who knows or has"

Insert: "know or have"

4. Page 2, line 25.

Following: "known to"

Strike: "him in his"

Insert: "them in their professional or"

5. Page 3, lines 1 through 3.

Following: "neglect"

Insert: ", they"

Following: "shall"

Insert: ", report the matter"

Strike: remainder of line 1 through "report" on line 3

6. Page 3, lines 4 and 5.

Following: "services"

Strike: remainder of line 4 through "municipality" on line 5

Insert: "or its local affiliate and the county attorney of the county"

7. Page 3, line 6.

Following: "resides"

Strike: "and"

Insert: "or"

8. Page 3, line 10.

Following: "services"

Insert: "which may be construed as abuse, exploitation, or neglect"

9. Page 3, line 12.

Following: "which"

Insert: "the older person resides or in which"

10. Page 3, lines 14 and 15.

Following: "(3)"

Strike: remainder of line 14 through "made by" on line 15

Insert: "Professionals and officials required to report are"

11. Page 4, line 5.

Following: "home;"

Strike: "or"

12. Page 4, line 8.

Following: "applies"

Strike: "."

Insert: "; or"

13. Page 4.

Following: line 8

Insert: "(g) a peace officer or other law enforcement official."

14. Page 4, line 15.

Following: "(2)"

Strike: "If possible, the"

Insert: "The"

Following: "report"

Strike: "must"

Insert: "referred to under this section shall"

Following: "contain"

Strike: "the following"

15. Page 4, line 16.

Strike: "information"

16. Page 4, line 17.

Strike: "name"

Insert: "names"

Following: "and"

Strike: "address"

Insert: "addresses"

Following: "person"

Insert: "and"

17. Page 4, line 18.

Strike: "(b) the name and address of"

Renumber: subsequent subsections

18. Page 4, line 23.

Following: "(d)"

Insert: "to the extent known, the person's age and"

19. Page 4, line 24.

Following: "exploitation"

Strike: ",'"

Insert: ", including"

20. Page 4, line 25.

Strike: "(e)"

Renumber: subsequent subsections

21. Page 5, lines 4 and 5.

Following: "6." on line 4

Strike: remainder of line 4 through "disclosures" on line 5

Insert: "Confidentiality"

22. Page 5, lines 5 through 12.

Following: "(1)"

Strike: remainder of line 5 through "must," on line 12

Insert: "The case records of the department of social and rehabilitation services and its local affiliate, the county welfare department, the county attorney, and the court concerning actions taken under this and all reports made pursuant to [section 4] shall be kept confidential except as provided by this section."

(2) The records and reports in [section 6(1)] may be disclosed"

23. Page 5, line 13.

Following: "request,"

Strike: "be provided"

24. Page 6, lines 12 through 15.

Following: line 11

Strike: line 12 through "a" on line 15

Insert: "(h) any"

25. Page 6, line 18.

Strike: "11"

Insert: "10"

26. Page 7, line 3.

Following: "who"

Strike: "in good faith"

27. Page 7, line 6.

Following: "report"

Insert: "unless the person acted in bad faith or with malicious purpose"

28. Page 7, lines 19 through 22.

Following: "shall"

Strike: remainder of line 19 through "exploitation" on line 22

Insert: "prepare an annual report of the information obtained pursuant to the reporting requirement of [this act]"

29. Page 8, line 6.

Following: "11."

Strike: remainder of line 6 through "both" on line 13

Insert: "Responsibilities of county attorney. If the evidence indicates violation of the criminal code, it shall be the responsibility of the county attorney to file appropriate charges against the alleged offender"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Fagg, Harrington, Quilici, Sales.

Total 4

That HB 880, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Zabrocki.

Total 79

Noes: R. Jensen, Ryan, Sales, Seifert, Solberg, Stobie, Vinger, Wallin.

Total 8

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Bliss, Fabrega, Harrington, Marks, Nordtvedt, Underdal, Yardley.

Total 7

HB 681 - Representative Devlin moved that consideration on HB 681 be postponed indefinitely. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Zabrocki.

Total 84

Noes: Keyser, Schultz, Swift.

Total 3

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Driscoll, Harrington, Nordtvedt, Quilici, Vinger, Winslow, Yardley.

Total 7

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (74-13)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 663 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Sales.

Total 1

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Bergene, Marks, Nordtvedt, Smith.

Total 4

HB 687 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Bergene, Nordtvedt.

Total 2

HB 708 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Compton, Curtiss, Devlin, Donaldson, Ellison, Hanson, Jacobsen, Mueller, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Underdal, Vinger.

Total 16

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 720 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 730 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Asay, Brand, Dozier, Hansen, Kadas, Kitselman, Nordtvedt.

Total 7

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Lory.

Total 1

HB 749 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 86

Noes: Asay, Brand, Driscoll, Ellerd, Kennerly, Sales, Seifert.
Total 7

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 808 passed as follows:

Ayes: Addy, Bengtson, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Ernst, Eudaily, Fagg, Farris, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Spaeth, Thoft, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 55

Noes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Fabrega, Hammond, Iverson, Jacobsen, Jones, Kennerly, Koehnke, McBride, McCormick, Menahan, Neuman, Pavlovich, Phillips, Sales, Saunders, Seifert, Smith, Solberg, Stobie, Underdal, Veleber, Vinger, Zabrocki.
Total 37

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt, Swift.
Total 2

HB 811 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 857 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: D. Brown.

Total 1

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 861 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand.

Total 1

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 879 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lybeck,

McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Smith, Spaeth, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 68

Noes: Bertelsen, Bliss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hanson, Jacobsen, Keyser, Koehnke, Lory, Manuel, Mueller, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin.
Total 25

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 888 passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 80

Noes: Addy, Bachini, Bardanouve, Brand, Driscoll, Farris, Hansen, Harper, McBride, Miller, Peck, Underdal, Williams.
Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 100 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: Ellerd, Sales.
Total 2

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Bergene, Nordtvedt.

Total 2

HB 283 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Mr. Speaker.

Total 79

Noes: D. Brown, Dozier, Driscoll, Ellerd, R. Jensen, Nisbet, Pavlovich, Pistoria, Sales, Stobie, Swift, Wallin, Zabrocki.

Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Kadas, Nordtvedt.

Total 2

HB 371 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Ellison, Seifert.

Total 3

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 625 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan,

Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 80

Noes: Bachini, Bliss, Devlin, Ellerd, Pavlovich, Peck, Sales, Seifert, Smith, Stobie, Thoft, Vinger, Wallin.
Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 659 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 80

Noes: Devlin, Ellerd, Ellison, Hanson, Jacobsen, Koehnke, Ryan, Sales, Solberg, Stobie, Swift, Underdal, Vinger.
Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 685 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 80

Noes: Bliss, Brand, Ellerd, Jones, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal.
Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.
Total 6

Absent or not voting: Nordtvedt.
Total 1

HB 700 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bliss, Brand, Devlin, Ellerd, Ellison, Jones, Keyser, Ryan, Sales, Schultz, Solberg, Stobie, Underdal.

Total 13

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 721 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bliss, Brand, Driscoll, Ryan, Smith, Stobie, Veleber.

Total 7

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt, Winslow.

Total 2

HB 733 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand.

Total 1

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 750 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Fagg, Nordtvedt.

Total 2

HB 818 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bliss, Brand, Sales.

Total 3

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 871 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: Bachini, Bliss, Brand, Koehnke, Peck, Pistoria, Ryan, Sales, Smith, Stobie, Underdal, Yardley.

Total 12

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 802 passed as follows:

Ayes: Addy, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Schye, Seifert, Smith, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 62

Noes: Abrams, Asay, Bachini, Bengtson, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hanson, Hemstad, Holliday, Jacobsen, Keyser, Koehnke, Miller, Neuman, Peck, Pistoria, Ryan, Sales, Saunders, Schultz, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Vinger.

Total 32

Paired: Waldron, Aye; Holliday, No.

Excused: Hannah, Harp, Nilson, Shontz, Switzer.

Total 5

Absent or not voting: Nordtvedt.

Total 1

HB 825 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Curtiss, Ramirez, Seifert.

Total 3

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Nordtvedt.

Total 1

HB 880 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bliss, Ellerd, Jacobsen, Ryan, Sales, Solberg, Stobie, Underdal, Vinger, Wallin.

Total 10

Excused: Hannah, Harp, Nilson, Shontz, Switzer, Waldron.

Total 6

Absent or not voting: Hansen, Nordtvedt.

Total 2

HJR 8 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hanson, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nisbet, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Paired: Nilson, Shontz, Waldron, Ayes; Phillips, Seifert, Swift, No.

Excused: Hannah, Harp, Switzer.

Total 3

Absent or not voting: Nordtvedt.

Total 1

MOTIONS

Representative Metcalf moved that his vote on HB 802, third reading this day, be recorded as yes. Motion carried.

Representative Vinger moved that his vote on HB 685, third reading this day, be recorded as yes. Motion carried.

Representative Williams moved that his vote on HB 888, third reading this day, be recorded as no. Motion carried.

Representative Vincent moved that the House adjourn until 4:00 p.m., February 28, 1983.

Motion carried.

House adjourned at 7:09 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-SIXTH LEGISLATIVE DAY

Helena, Montana
February 28, 1983

House Chambers
State Capitol

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except J. Jensen, Spaeth, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the forty-third and forty-fourth legislative days, find the same to be correct.

Menahan, Chairman

SPECIAL ORDERS OF THE DAY

The Senior Singers of Helena, sponsored by RSVP and directed by Morris E. Sanford, entertained the members of the House.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

February 24, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 27, 113, 127, 133, 134, 154, 155, 165, 235, 251, 253, 258, 350, and 369.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 2/23/83

SB 155, introduced by McCallum, Stobie

SB 157, introduced by B. Brown

SB 170, introduced by Boylan

SB 173, introduced by Crippen, Marbut, Van Valkenburg

SB 197, introduced by Mazurek

SB 293, introduced by Hager, Winslow, Manuel

SB 313, introduced by Halligan, Blaylock, Christiaens, et al.

SB 316, introduced by Towe, Conover, Lane, et al.

SB 317, introduced by Blaylock, Himsl, Graham, et al.

SB 319, introduced by Stephens

SB 322, introduced by Halligan

- SB 336**, introduced by Daniels
- SB 347**, introduced by Galt, Hammond, Story, et al.
- SB 355**, introduced by Ochsner, Kolstad, Lee, et al.
- SB 370**, introduced by Etchart, Galt, Lane, et al.
- SB 384**, introduced by Turnage, Goodover, Crippen, et al.
- SB 388**, introduced by Blaylock
- SB 390**, introduced by Boylan, Daniels, Graham, et al.
- SB 398**, introduced by Boylan, Fabrega, Quilici, et al.
- SB 400**, introduced by B. Brown
- SB 401**, introduced by Boylan, Hager, Ramirez, et al.
- SB 404**, introduced by Stephens, Kolstad
- SB 406**, introduced by Gage
- SB 409**, introduced by Berg, Halligan, Turnage, et al.
- SB 410**, introduced by Halligan
- SB 412**, introduced by Lynch, Waldron, Van Valkenburg
- SB 415**, introduced by Conover, Graham, Boylan
- SB 418**, introduced by Jacobson, Regan, Turnage, et al.
- SB 420**, introduced by Thomas, Christiaens
- SB 423**, introduced by Turnage, B. Brown, Kolstad
- SB 425**, introduced by Regan, Eck, Jacobson, et al.
- SB 426**, introduced by Story, et al.
- SB 428**, introduced by Etchart
- SB 430**, introduced by Halligan, B. Brown, Berg, et al.
- SB 432**, introduced by E. Smith, Kolstad, Lee, et al.
- SB 435**, introduced by Fuller, Donaldson
- SB 436**, introduced by Blaylock, Himsl
- SB 438**, introduced by Story, et al.
- SB 439**, introduced by Hager, Norman
- SB 441**, introduced by Tveit, Graham, E. Smith, et al.
- SB 443**, introduced by E. Smith, Manuel, Lane, et al.
- SB 445**, introduced by B. Brown, E. Smith, Mazurek, et al.
- SB 446**, introduced by Thomas, Williams, et al.
- SB 447**, introduced by Norman, Pavlovich, Williams, et al.
- SB 448**, introduced by Lane, Towe, E. Smith
- SB 450**, introduced by Crippen, Hager, Towe, et al.
- SB 451**, introduced by Stephens

SB 452, introduced by Fuller, J. Brown

SB 454, introduced by Jacobson, Blaylock, Harrington, et al.

SB 455, introduced by Norman

SB 456, introduced by Fuller, Harper

SJR 12, introduced by Towe, B. Brown, J. Jensen, et al.

SJR 14, introduced by Norman

SJR 15, introduced by Turnage, B. Brown, Galt, et al.

SJR 16, introduced by Turnage, B. Brown, Kolstad

SJR 17, introduced by Elliott, Himsl, B. Brown, et al.

SJR 21, introduced by Berg, Blaylock, Eck, et al.

House bills not concurred in and returned to the House:

2/23/83

HB 143, introduced by Ernst

HB 323, introduced by Veleber, J. Jensen

HB 327, introduced by Bergene

MOTIONS

Representative Waldron moved that SB 312 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following Senate bills were introduced, read first time, and referred to committees:

SB 108, introduced by B. Brown, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SB 155, introduced by McCallum, Stobie. Referred to Committee on Highways and Transportation.

SB 157, introduced by B. Brown. Referred to Committee on Education and Cultural Resources.

SB 170, introduced by Boylan. Referred to Committee on Judiciary.

SB 173, introduced by Crippen, Marbut, Van Valkenburg, Regan, Halligan, Blaylock, Fabrega, Mohar, Berg, Keating, Hemstad, Christiaens, Towe, Hager, Mazurek, Kitselman, Fagg, Turnage. Referred to Committee on Local Government.

SB 197, introduced by Mazurek. Referred to Committee on Labor and Employment Relations.

SB 224, introduced by Tveit, Smith, Lee, Kolstad, Gage, Williams, Norman, Stephens, Berg, Jacobson, Hager, R. Manning, Graham, H. Hammond, Keating, Marbut, Shaw, Crippen, Shontz, Kemmis, Bertelsen, Story, Lane, Mohar, Boylan, Haffey, O'Connell, Stimatz, Hazelbaker, Turnage, Neuman, Harper, Lynch, Daniels, Hand, Fagg, J. Jensen, Driscoll, Goodover, Devlin, Bergene, Nilson, Darko, Eudaily, Pistoria, Waldron, Harrington, Hemstad, Asay, Thomas, J. Hammond, Harp, Thoft, Brand, Kitselman, Seifert, Winslow, Lory, McCallum, Peck, Sands, Eck, Solberg, Miller, Nordtvedt, B. Brown, Ream, Metcalf, Mazurek, Keenan, (By Request of the Secretary of State). Referred to Committee on Fish and Game.

SB 225, introduced by Daniels, (By Request of the Department of Institutions). Referred to Committee on Judiciary.

- SB 242**, introduced by Gage, Towe, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- SB 246**, introduced by B. Brown. Referred to Committee on Education and Cultural Resources.
- SB 293**, introduced by Hager, Winslow, Manuel, (By Request of the Department of Health and Environmental Sciences and the Department of Social and Rehabilitation Services). Referred to Committee on Human Services.
- SB 297**, introduced by H. Hammond, E. Smith, Schultz, Jacobsen, Iverson, Compton, Ernst, Boylan. Referred to Committee on Education and Cultural Resources.
- SB 308**, introduced by Regan, Blaylock, Ramirez, Elliott, Kolstad, Etchart, Waldron. Referred to Committee on Education and Cultural Resources.
- SB 309**, introduced by Graham, Boylan, Himsl, Goodover, Severson, Lane. Referred to Committee on State Administration.
- SB 313**, introduced by Halligan, Christiaens, Berg, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- SB 316**, introduced by Towe, Conover, Lane, Boylan, Berg, Stimatz, Severson, Jacobsen, Saunders, Koehnke, Ochsner, Eck, Mohar, Fuller, Christiaens, R. Manning, Halligan, Graham. Referred to House Select Committee on Economic Development.
- SB 317**, introduced by Blaylock, Himsl, Graham, Gage, (By Request of the Legislative Audit Committee). Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 319**, introduced by Stephens. Referred to Committee on State Administration.
- SB 322**, introduced by Halligan. Referred to Committee on Local Government.
- SB 325**, introduced by Christiaens. Referred to Committee on Business and Industry.
- SB 330**, introduced by Galt, Holliday, Hager, Dover, Berg, E. Smith, Mazurek. Referred to Committee on Highways and Transportation.
- SB 332**, introduced by Marbut, Norman, Towe, Fuller, Spaeth, Harp. Referred to Committee on Local Government.
- SB 336**, introduced by Daniels. Referred to Committee on Fish and Game.
- SB 347**, introduced by Galt, H. Hammond, Story, Marbut, Curtiss, Graham, Kolstad, Shaw, Hanson, Mazurek, Ellison, Conover, Ochsner, Asay, Lee, Bliss, Holliday, Keating, Lybeck, Severson, McCallum, Dover, Hager, Ryan, Hand, Swift, Wallin, Tveit, Ellerd. Referred to Committee on Judiciary.
- SB 351**, introduced by Halligan, Graham, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- SB 352**, introduced by Regan, Dover, Mazurek. Referred to Committee on Judiciary.
- SB 353**, introduced by Christiaens, Wallin, R. Manning, Peck, Galt, Solberg. Referred to Committee on Business and Industry.
- SB 354**, introduced by Christiaens, Wallin, R. Manning, J. Jensen, Solberg, Gage, Peck, Galt, Severson, Himsl. Referred to Committee on Judiciary.
- SB 355**, introduced by Ochsner, Kolstad, Lee, Etchart, McCallum, Asay, Ellison, Hanson, Shontz, Thoft, Holliday, (By Request of the Department of Agriculture). Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 356**, introduced by Mohar, McBride, Schye, Metcalf, Eck, Lynch, Fuller, B. Brown, Marbut, (By Request of the Department of Natural

- Resources and Conservation). Referred to Committee on Natural Resources.
- SB 358**, introduced by Gage, H. Hammond, Galt, Aklestad, McCallum. Referred to Committee on Education and Cultural Resources.
- SB 369**, introduced by Graham, Holliday. Referred to Committee on Natural Resources.
- SB 370**, introduced by Etchart, Galt, Lane, Ochsner, Asay, Manuel, Spaeth, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Natural Resources.
- SB 371**, introduced by Fuller, Mazurek, Dozier, D. Brown, Yardley. Referred to Committee on Judiciary.
- SB 373**, introduced by Van Valkenburg. Referred to Committee on Judiciary.
- SB 378**, introduced by Berg, Regan, Thomas, Eck, Lynch, J. Hammond, Nisbet, Darko, Vincent. Referred to Committee on State Administration.
- SB 381**, introduced by Hager. Referred to Committee on Judiciary.
- SB 382**, introduced by Stimatz, Jacobson, Daniels, Christiaens. Referred to Committee on Business and Industry.
- SB 383**, introduced by Etchart, Lee, Fuller. Referred to Committee on Fish and Game.
- SB 384**, introduced by Turnage, Goodover, Crippen, Severson, Elliott, Eck, Gage, Hager, B. Brown, Norman, Mazurek, Halligan, Lynch, McCallum, Towe, (By Request of the Senate Taxation Committee). Referred to Committee on Taxation.
- SB 386**, introduced by Halligan. Referred to Committee on Judiciary.
- SB 387**, introduced by Mohar, Darko, Mueller, Ream, J. Jensen, Marbut, E. Smith, Lee. Referred to Committee on Fish and Game.
- SB 388**, introduced by Blaylock. Referred to Committee on Judiciary.
- SB 389**, introduced by Turnage, Kolstad, Shaw, Galt, Hazelbaker, Goodover, B. Brown, Mazurek, Lane, Halligan, Daniels, Dover, H. Hammond, Tveit, E. Smith, Stephens, Crippen, Berg. Referred to Committee on Business and Industry.
- SB 390**, introduced by Boylan, Daniels, Graham, E. Smith, Tveit, Conover, Lynch, Thoft, Ellerd, Brand. Referred to Committee on State Administration.
- SB 391**, introduced by Eck, Halligan, Van Valkenburg. Referred to Committee on Judiciary.
- SB 392**, introduced by Elliott, Gage, (By Request of the Board of Public Accountants). Referred to Committee on Business and Industry.
- SB 394**, introduced by B. Brown, Halligan, Fuller, Christiaens, Berg, Turnage, Crippen, Mazurek, Curtiss, Kemmis, Keyser, Ramirez, D. Brown. Referred to Committee on Judiciary.
- SB 395**, introduced by E. Smith, Mazurek. Referred to Committee on Human Services.
- SB 398**, introduced by Boylan, Fabrega, Quilici, Lee. Referred to Committee on State Administration.
- SB 400**, introduced by B. Brown, (By Request of the Governor's Office). Referred to Committee on Natural Resources.
- SB 401**, introduced by Boylan, Hager, Ramirez, Donaldson, Iverson. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 402**, introduced by Mohar, Vincent, Hager, Towe, Ramirez, Nordtvedt, Sands, Halligan, Crippen, Jacobson, Addy, D. Brown, B. Brown. Referred to Committee on Highways and Transportation.
- SB 403**, introduced by Norman. Referred to Committee on Business and Industry.

- SB 404**, introduced by Stephens, Kolstad. Referred to Committee on Human Services.
- SB 406**, introduced by Gage. Referred to Committee on Natural Resources.
- SB 409**, introduced by Berg, Halligan, Turnage, Crippen, (By Request of the Department of Justice). Referred to Committee on Judiciary.
- SB 410**, introduced by Halligan. Referred to Committee on Human Services.
- SB 412**, introduced by Lynch, Waldron, Van Valkenburg, Stimatz, Jacobson. Referred to Committee on Local Government.
- SB 414**, introduced by Elliott, Hager, Crippen, Towe, Halligan. Referred to Committee on Taxation.
- SB 415**, introduced by Conover, Graham, Boylan. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 418**, introduced by Jacobson, Regan, Turnage, Keenan, Lynch, Waldron. Referred to Committee on Human Services.
- SB 420**, introduced by Thomas, Christiaens. Referred to Committee on Business and Industry.
- SB 421**, introduced by Daniels. Referred to Committee on State Administration.
- SB 422**, introduced by Halligan. Referred to Committee on State Administration.
- SB 423**, introduced by Turnage, B. Brown, Kolstad, (By Request of the Senate Business and Industry Committee). Referred to Committee on Business and Industry.
- SB 425**, introduced by Regan, Eck, Jacobson, Farris, Connelly, McBride, Bengtson, J. Brown, O'Connell, Curtiss, Howe, Holliday, Darko, Hemstad, Keenan, Hansen, Hart. Referred to Committee on Labor and Employment Relations.
- SB 426**, introduced by Story, State Administration Committee. Referred to Committee on Appropriations.
- SB 428**, introduced by Etchart. Referred to Committee on Local Government.
- SB 429**, introduced by R. Manning, Brand, Menahan, Halligan. Referred to Committee on State Administration.
- SB 430**, introduced by Halligan, B. Brown, Berg, Holliday, Lee, Iverson, (By Request of the Environmental Quality Council). Referred to Committee on Business and Industry.
- SB 432**, introduced by E. Smith, Kolstad, Lee, Gage, Thomas, Conover, Stephens, Ochsner. Referred to Committee on Business and Industry.
- SB 435**, introduced by Fuller, Donaldson, (By Request of the Public Employees' Retirement Division). Referred to Committee on State Administration.
- SB 436**, introduced by Blaylock, Himsl, (By Request of the Legislative Audit Committee). Referred to Committee on Business and Industry.
- SB 438**, introduced by Story, State Administration Committee, (By Request of the Senate Committee on State Administration). Referred to Committee on State Administration.
- SB 439**, introduced by Hager, Norman, (By Request of the Senate Public Health, Welfare, and Safety Committee). Referred to Committee on Local Government.
- SB 441**, introduced by Tveit, Graham, E. Smith, Boylan, Conover, Shontz, Thomas, Roush. Referred to Committee on Natural Resources.
- SB 443**, introduced by E. Smith, Manuel, Lane, Aklestad, Donaldson, Bengtson. Referred to Committee on Appropriations.

- SB 445**, introduced by B. Brown, E. Smith, Mazurek, Gage, Blaylock, McCallum, Elliott, Haffey, Berg, (By Request of the Senate Committee on Education and Cultural Resources). Referred to Committee on Education and Cultural Resources.
- SB 446**, introduced by Thomas, Pavlovich, Williams, Winslow, (By Request of the Legislative Advisory Committee on SJR 34). Referred to Committee on Human Services.
- SB 447**, introduced by Norman, Pavlovich, Williams, Winslow, (By Request of the SJR 34 Legislative Study Committee). Referred to Committee on Human Services.
- SB 448**, introduced by Lane, Towe, E. Smith, Boylan, Christiaens, Fuller, Galt, Mazurek, (By Request of the Departments of Agriculture and Fish, Wildlife, and Parks). Referred to Committee on Fish and Game.
- SB 450**, introduced by Crippen, Hager, Towe, Elliott, Eck, Regan, Mazurek, Halligan, Blaylock, Keating, Fagg, Bengtson, Winslow, Kitselman, Van Valkenburg, Dover, Menahan. Referred to Committee on Business and Industry.
- SB 451**, introduced by Stephens. Referred to Committee on Legislative Administration.
- SB 452**, introduced by Fuller, J. Brown. Referred to Committee on State Administration.
- SB 453**, introduced by Fuller, Kolstad, Gage, Severson, Lee, Christiaens, Regan, Keating, Goodover, (By Request of the Senate Business and Industry Committee). Referred to Committee on Labor and Employment Relations.
- SB 454**, introduced by Jacobson, Blaylock, Harrington, Lynch, Stimatz, Quilici, Fagg, Haffey, Kemmis, Harp, Marks, Ramirez, Daily, Boylan, Hager, Pavlovich, McCallum, Crippen, Graham, Thomas, (By Request of the Governor's Office). Referred to Committee on Highways and Transportation.
- SB 455**, introduced by Norman, (By Request of the Department of Administration). Referred to Committee on State Administration.
- SB 456**, introduced by Fuller, Harper. Referred to the Committee on Business and Industry.
- SJR 10**, introduced by Van Valkenburg, Addy, Haffey, Berg, Eck, Norman, Kadas, Mohar, Towe, Regan, Blaylock. Referred to Committee on Human Services.
- SJR 12**, introduced by Towe, B. Brown, J. Jensen, Eck, Van Valkenburg, Norman, Berg, Christiaens, R. Manning, Haffey, Daniels, Stimatz. Referred to Committee on Legislative Administration.
- SJR 14**, introduced by Norman. Referred to Committee on Appropriations.
- SJR 15**, introduced by Turnage, B. Brown, Galt, Shaw, Crippen, Mazurek, Hazelbaker, Berg, Halligan, Daniels, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.
- SJR 16**, introduced by Turnage, B. Brown, Kolstad, (By Request of the Senate Business and Industry Committee). Referred to Committee on Business and Industry.
- SJR 17**, introduced by Elliott, Himsl, B. Brown, Turnage, Connelly, Mohar, McCallum, Harp, Mueller, Jones, C. Smith, Curtiss, Seifert, Lybeck, Stobie, Darko. Referred to Committee on Business and Industry.
- SJR 18**, introduced by E. Smith, Etchart, Kolstad, Gage, Ochsner, McCallum, Boylan, Tveit, Graham, H. Hammond, Lane, (By Request of the Senate Business and Industry Committee). Referred to Committee on Business and Industry.

SJR 21, introduced by Berg, Blaylock, Eck, Graham, Lynch, Conover, Mohar, Hager, E. Smith, Thomas, Van Valkenburg, B. Brown, Daniels, Farris, Severson, Tveit, Bardanouve, Gage, H. Hammond, Christiaens, Hazelbaker, R. Manning, Haffey, Jacobson, Mazurek, Lane, Stephens, Fuller, Halligan, Stimatz, Galt, Thoft. Referred to Committee on Education and Cultural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Brand excused at this time.

HB 317 - Representative Devlin moved that HB 317 do pass. Representative Pistoria made a substitute motion that consideration on HB 317 be passed for the day. The substitute motion failed as follows:

Ayes: Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Harrington, Hart, Holliday, Howe, Jacobsen, Kennerly, Koehnke, McCormick, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Sales, Sands, Seifert, Veleber.

Total 39

Noes: Abrams, Addy, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Phillips, Quilici, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Excused: Brand, J. Jensen, Spaeth.

Total 3

Absent or not voting: None.

Total 0

That HB 317 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 71

Noes: Addy, Bachini, Dozier, Driscoll, Fabrega, Farris, Hammond, Hannah, Hansen, Hart, Kemmis, McBride, Nisbet, Nordtvedt, Peck, Quilici, Ramirez, Ream, Shontz, Veleber, Vincent, Yardley.

Total 22

Excused: Brand, J. Jensen, Spaeth.

Total 3

Absent or not voting: Bardanouve, Donaldson, Harrington, Sales.

Total 4

Representative Donaldson abstained from voting on HB 317.

Representative Pavlovich in the Chair.

SB 45 - That SB 45 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 89

Noes: Addy.

Total 1

Excused: Brand, J. Jensen, Spaeth.

Total 3

Absent or not voting: Bardanouve, Harrington, Marks, Quilici, Switzer, Thoft, Yardley.

Total 7

Representative Daily in the Chair.

SB 48 - Representative Driscoll moved that consideration on SB 48 be passed for the day. Motion carried.

Representative Brand present at this time.

Representative Hemstad excused at this time.

SB 53 - That SB 53 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Bardanouve, Connelly, Marks, Pistoria.

Total 4

Excused: Hemstad, J. Jensen, Spaeth.

Total 3

Absent or not voting: Eudaily, Quilici.

Total 2

SB 60 - That SB 60 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Hemstad, J. Jensen, Spaeth.

Total 3

Absent or not voting: Eudaily, Quilici, Stobie.

Total 3

SB 63 - That SB 63 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Pavlovich.

Total 1

Excused: Hemstad, J. Jensen, Spaeth.

Total 3

Absent or not voting: Donaldson, Eudaily, Quilici.

Total 3

SB 75 - That SB 75 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 78

Noes: Bachini, Bliss, Brand, D. Brown, Hannah, Harp, Jones, Koehnke, Pavlovich, Peck, Roush, Solberg, Stobie, Switzer, Underdal, Vinger.
Total 16

Excused: Hemstad, J. Jensen, Spaeth.
Total 3

Absent or not voting: Eudaily, Harrington, Williams.
Total 3

Representative Spaeth present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved the adoption of the committee report. Report adopted. (94-1)

ANNOUNCEMENTS

The coal tax lobbyists will make a presentation to legislators this evening, February 28, at 7:00 p.m. in the House chambers.

The Speaker announced that the House will convene at 10:30 a.m. on Saturday, not 10:00 a.m. as previously announced.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 1, 1983.

Motion carried.

House adjourned at 5:22 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
March 1, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Eudaily, Vinger, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 3/1/83
Considered correctly engrossed: HB 317.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/1/83

Recommend that at the beginning of business March 1, 1983, the following be employed:

Joel ThompsonPage

MOTIONS

Representative Ramirez moved that the House reconsider its do pass action on HB 317, second reading on the 46th legislative day. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 87

Noes: D. Brown, Devlin, Ellerd, Hanson, Hemstad, Lybeck, Miller, Nordtvedt, Schultz, Shontz, Thoft.
Total 11

Excused: Eudaily, Vinger.
Total 2

Absent or not voting: None.
Total 0

Representative Ramirez moved that HB 317 be placed on second reading on the 50th legislative day. Motion carried.

Representative Addy moved that the rules be temporarily suspended to allow for the late introduction of a bill. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following Senate bills were introduced, read first time, and referred to committees:

- SB 40**, introduced by Story, (By Request of the Administrative Code Committee). Referred to Committee on State Administration.
- SB 84**, introduced by Hazelbaker, Aklestad, Kolstad, Elliott, Boylan, Williams, Bertelsen, Curtiss, R. Manning, H. Hammond, E. Smith, Hager, D. Brown, Ellison, Asay, Manuel, Fabrega, Underdal, Jacobsen, Harper, Roush, Schultz, Christiaens, Metcalf, Vincent, Harrington, Lane, Pistoria, Yardley, Conover, Thomas, Bliss, Hand, Harp, Compton, Hanson, Ryan, Solberg, Menahan, Veleber, Koehnke, Hemstad, Bengtson, Tveit, Marks, B. Brown, Gage, Miller. Referred to Committee on Business and Industry.
- SB 87**, introduced by Thomas, Keating, Bergene, Miller. Referred to Committee on Local Government.
- SB 94**, introduced by Regan, B. Brown, Blaylock, Stephens, Bengtson, Vincent, Eudaily, Donaldson, (By Request of the Joint Subcommittee on Education). Referred to Committee on Education and Cultural Resources.
- SB 120**, introduced by Boylan, Christiaens, Gage. Referred to Committee on Highways and Transportation.
- SB 126**, introduced by Smith, Nilson, (By Request of the Joint Subcommittee on Fish and Game). Referred to Committee on Fish and Game.
- SB 130**, introduced by Mazurek, Berg, Fuller, McCallum. Referred to Committee on Local Government.
- SB 138**, introduced by Mazurek. Referred to Committee on Judiciary.
- SB 140**, introduced by Story, Marks, McCallum, Conover. Referred to Committee on Natural Resources.
- SB 166**, introduced by Eck, Van Valkenburg, Boylan, Berg, Jacobson, Harrington, Hazelbaker, Peck. Referred to Committee on State Administration.
- SB 190**, introduced by Himsl, (By Request of the Department of Institutions). Referred to Committee on Appropriations.
- SB 203**, introduced by Towe, Blaylock, Regan, Hager, Crippen, Addy, Sands, Keating, Ramirez. Referred to Committee on Judiciary.
- SB 206**, introduced by Gage, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- SB 207**, introduced by Gage, (By Request of the Department of Commerce). Referred to Committee on Business and Industry.
- SB 208**, introduced by Jacobson, Vincent, Menahan, Eck, Keenan, Fabrega, Bergene, Norman, Himsl, Stephens, Regan, Marbut, Mazurek. Referred to Committee on Human Services.
- SB 210**, introduced by Dover, Hammond, Schultz, Mohar, Berg, Blaylock, Fabrega, Fuller, Dozier, Harper, Lynch, Gage, Haffey, Shontz, Hart, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- SB 214**, introduced by E. Smith, Towe, Holliday, J. Brown, Mazurek, (By Request of the Department of Institutions). Referred to Committee on Human Services.
- SB 215**, introduced by Dover, Gage, Keating, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.
- SB 221**, introduced by Norman, Hand. Referred to Committee on Business and Industry.
- SB 227**, introduced by Towe, (By Request of the Department of Commerce). Referred to Committee on Taxation.
- SB 237**, introduced by Halligan, Asay, Swift, Hannah, Boylan, Eck. Referred to Committee on Judiciary.
- SB 243**, introduced by Towe, (By Request of the Department of Revenue). Referred to Committee on Taxation.

- SB 247**, introduced by B. Brown, Blaylock, Story, Brand, O'Connell, Harp, Metcalf, Peck, Connelly, Hart, Yardley, Bachini, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.
- SB 248**, introduced by Towe, Addy. Referred to Committee on Judiciary.
- SB 250**, introduced by Goodover, Fabrega, Lee, Keating, Kitselman, Miller, Vinger, Waldron, Addy, Gage, (By Request of the Board of Housing). Referred to House Select Committee on Economic Development.
- SB 251**, introduced by Goodover, Lee, Gage, Fabrega, Kitselman, Miller, Vinger, Waldron, Addy, Keating, (By Request of the Board of Housing). Referred to House Select Committee on Economic Development.
- SB 259**, introduced by Jacobson, McBride, (By Request of the Legislative Audit Committee). Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 266**, introduced by Marbut, Halligan, Norman, Jacobson, Marks, Fabrega, Hager, Menahan, Winslow, Ramirez, Gage, Mazurek, Goodover, Eck, Mohar, Van Valkenburg, B. Brown, Dover, Towe. Referred to Committee on Human Services.
- SB 267**, introduced by Etchart, Boylan, (By Request of the Department of Institutions). Referred to Committee on State Administration.
- SB 269**, introduced by Halligan, R. Manning, (By Request of the Department of Public Service Regulation). Referred to Committee on Business and Industry.
- SB 281**, introduced by Eck, Hager, Sales, Marks, Bertelsen. Referred to Committee on Local Government.
- SB 289**, introduced by Norman, Fabrega. Referred to Committee on Human Services.
- SB 291**, introduced by Eck, Metcalf, (By Request of the Department of Health and Environmental Sciences). Referred to Committee on Natural Resources.
- SB 292**, introduced by Goodover, Pavlovich. Referred to Committee on Business and Industry.
- SB 294**, introduced by Hazelbaker, Thoft, Hand, Severson. Referred to Committee on Agriculture, Livestock and Irrigation.
- SB 295**, introduced by Marbut, Turnage, Dover, Severson, McCallum, Gage, Keating, Boylan, Waldron, Ochsner, Menahan, Roush, Norman, Story. Referred to Committee on Local Government.
- SB 298**, introduced by Towe, Turnage. Referred to Committee on Business and Industry.
- SB 300**, introduced by Turnage, Himsl. Referred to Committee on Business and Industry.
- SB 301**, introduced by H. Hammond, (By Request of the Teachers' Retirement Board). Referred to Committee on State Administration.
- SB 302**, introduced by H. Hammond, (By Request of the Teachers' Retirement Board). Referred to Committee on State Administration.
- SB 305**, introduced by R. Manning, (By Request of the Public Service Commission). Referred to Committee on Business and Industry.
- SB 314**, introduced by Stimatz, (By Request of the Public Employees' Retirement Board). Referred to Committee on State Administration.
- SB 320**, introduced by Gage. Referred to Committee on State Administration.
- SB 324**, introduced by Towe, Regan, Blaylock, Conover, Fagg, Sands, Williams, Hannah, Winslow, Keating, Bengtson, Driscoll, J. Jensen, Hager, Crippen, Kitselman, Saunders, Addy, Ramirez, Dozier, (By

Request of the Department of Institutions). Referred to Committee on Human Services.

SB 327, introduced by Keating, Crippen, Stephens, Hager, Towe, O'Connell, Nordtvedt, Ramirez. Referred to Committee on State Administration.

SB 338, introduced by Graham, Halligan, Boylan, McCallum, Ochsner, E. Smith, Etchart, Hazelbaker. Referred to Committee on State Administration.

SB 339, introduced by Graham, Boylan, McCallum, Ochsner, E. Smith, Etchart, Hazelbaker. Referred to Committee on State Administration.

SB 340, introduced by Galt, Lee, Holliday. Referred to Committee on Business and Industry.

SB 342, introduced by Gage, Tveit, Roush. Referred to Committee on Taxation.

SB 345, introduced by Stephens. Referred to Committee on Local Government.

SB 346, introduced by McCallum. Referred to Committee on State Administration.

SB 349, introduced by Dover, Galt, Kolstad, Harrington, Jacobson, Williams, O'Connell, Eck, Haffey, Quilici, D. Brown, Menahan, Harp, Iverson, Asay, Driscoll, Lynch, Yardley, Manuel, Towe, Fuller, Stephens, Marks, Mueller, Blaylock, Hand. Referred to Committee on Natural Resources.

SB 350, introduced by Tveit, Thomas, Graham, E. Smith, R. Manning, Lane, Abrams, Devlin, Switzer, Zabrocki, Bardanouve, (By Request of the Board of Oil and Gas Conservation). Referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

JUDICIARY (D. Brown, Chairman):

3/1/83

SB 326, third reading copy, be amended as follows:

1. Page 2.

Following: line 23

Insert: "Section 4. Coordination instruction. If HB 629 introduced in the 48th legislature is passed and approved, the date "November 8, 1983", in sections 2 and 3 of this act is changed to "November 6, 1984"."

And, as amended, be concurred in. Report adopted.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Seifert in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 48 - That SB 48, third reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bengtson, Brand, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hemstad, Iverson, R. Jensen, Jones, Kitselman, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Winslow, Zabrocki.

Total 36

Noes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Daily, Donaldson, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Ream, Roush, Sales, Saunders, Schye, Shontz, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley.

Total 58

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Bardanouve, Hand, Quilici, Sands.

Total 4

That SB 48 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Asay, Ellison, Jones, Kadas, Ramirez, Solberg, Stobie.

Total 7

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Bardanouve, Fagg, McBride, Quilici.

Total 4

SB 82 - That SB 82 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Kadas, Sales, Swift.

Total 3

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Driscoll, Manuel, Phillips, Quilici, Thoft.

Total 5

Representative Neuman excused at this time.

SB 151 - That SB 151 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Eudaily, Neuman, Vinger.

Total 3

Absent or not voting: Metcalf, Quilici, Smith.

Total 3

Representative Neuman present at this time.

SB 183 - That SB 183 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hannah.

Total 1

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Fagg, Harrington, R. Jensen, Pavlovich, Quilici.

Total 5

HB 53 - That Senate amendments to HB 53 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Zabrocki.

Total 86

Noes: Ryan, Sands, Stobie, Swift, Wallin, Yardley.

Total 6

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Fagg, Harrington, R. Jensen, Keenan, Quilici, Ramirez.

Total 6

HB 106 - That Senate amendments to HB 106 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Hansen, R. Jensen, Quilici, Ramirez.

Total 4

HB 307 - That Senate amendments to HB 307 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Bergene, J. Brown, Driscoll, Farris, Hansen, Kadas, Koehnke, Metcalf, Solberg, Spaeth.

Total 10

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Bardanouve, Bengtson, Manuel, Shontz, Smith.

Total 5

HB 347 - That Senate amendments to HB 347 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: D. Brown, Farris.

Total 2

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Bardanouve, Bengtson, Bertelsen, Curtiss, Kennerly, Shontz.

Total 6

SB 33 - That SB 33 be concurred in. Motion failed as follows:

Ayes: Asay, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Manuel, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 48

Noes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 48

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Pistoria, Winslow.

Total 2

That SB 33 be not concurred in. Motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas,

Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 48

Noes: Asay, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.
Total 50

Excused: Eudaily, Vinger.
Total 2

Absent or not voting: None.
Total 0

Representative Vincent moved that the House reconsider its action on SB 33. Motion carried as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow.
Total 68

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, Darko, Dozier, Driscoll, Hammond, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Kennerly, Koehnke, Manuel, Menahan, Metcalf, Neuman, Peck, Ream, Roush, Saunders, Shontz, Spaeth, Swift, Yardley, Zabrocki.
Total 30

Excused: Eudaily, Vinger.
Total 2

Absent or not voting: None.
Total 0

That SB 33 be concurred in. Motion failed as follows:

Ayes: Asay, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.
Total 49

Noes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 49

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: None.

Total 0

That SB 33 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Asay, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 47

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Seifert moved the adoption of the committee report. Report adopted. (78-16)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 45 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 91

Noes: Addy, Dozier, J. Jensen, Yardley.

Total 4

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Brand, Harrington, Underdal.

Total 3

SB 53 concurred in as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 88

Noes: Addy, Asay, Bardanouve, J. Jensen, Neuman, Peck, Pistoria, Yardley.

Total 8

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: Manuel, Phillips.

Total 2

SB 60 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Eudaily, Vinger.

Total 2

Absent or not voting: None.

Total 0

SB 63 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke,

Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: None.
Total 0

Excused: Eudaily, Vinger.
Total 2

Absent or not voting: Hansen.
Total 1

SB 75 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 81

Noes: Bachini, Brand, D. Brown, Dozier, Driscoll, Farris, Hannah, Jacobsen, Jones, Neuman, Pavlovich, Peck, Roush, Solberg, Underdal, Zabrocki.
Total 16

Excused: Eudaily, Vinger.
Total 2

Absent or not voting: Hansen.
Total 1

REPORTS OF STANDING COMMITTEES

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

3/1/83

SB 69, third reading copy, be amended as follows:

1. Page 1, line 25.

Strike: "assessed at the rate of .05% a day"

Insert: "prorated on a daily basis"

2. Page 2, line 2.

Following: "greater,"

Insert: "or up to 25% of the contributions due, whichever is greater,"

And, as amended, be concurred in. Report adopted.

SB 88, be concurred in. Report adopted.

SJR 6, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

2/28/83

SB 268, be concurred in. Report adopted.

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 53. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 106. Motion carried.

Representative Brand moved that SB 436 be taken from the Committee on Business and Industry and referred to the Committee on State Administration. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 2, 1983.

Motion carried.

House adjourned at 5:09 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
March 2, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Eudaily, Harrington, Solberg, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the forty-fifth legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/1/83
SB 156, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 3/1/83
HB 815, do pass. Report adopted.
SB 106, be concurred in. Report adopted.
SB 122, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman): 3/2/83
SB 123, be concurred in. Report adopted.
SB 220, be concurred in. Report adopted.

TAXATION (Yardley, Chairman): 3/2/83
HB 706, introduced bill, be amended as follows:

1. Page 1, lines 14 and 15.

Following: "taxes"

Strike: "and royalties"

2. Page 1, line 16.

Following: "15-35-107."

Insert: "Contract sales price includes all royalties paid on production, no matter how such royalties are calculated with respect to state, federal, and Indian royalties; the contract sales price includes only:

(a) on and after July 1, 1984, and before July 1, 1985, 15 cents per ton plus 75% of the difference between 15 cents per ton and the amount of such royalties actually paid;

(b) on and after July 1, 1985, and before July 1, 1986, 15 cents per ton plus 50% of the difference between 15 cents per ton and the amount of such royalties actually paid;

(c) on and after July 1, 1986, and before July 1, 1987, 15 cents per ton plus 25% of the difference between 15 cents per ton and the amount of such royalties actually paid; and

(d) on July 1, 1987, and thereafter, 15 cents per ton."

3. Page 1, lines 22 through 24.

Following: line 21

Strike: subsection (5) in its entirety

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

Adverse Committee Report

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/1/83

SB 103, be not concurred in.**MOTIONS**

Speaker Pro Tem Brand in the Chair.

Representative Harrington present at this time.

Representative Donaldson moved that HB 590 be taken from the Committee on Education and Cultural Resources, printed and placed on second reading. Representative Jacobsen moved the previous question. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harrington, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Koehnke, McBride, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Spaeth, Stobie, Thoft, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 52

Noes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Hart, Iverson, Kadas, Kemmis, Keyser, Kitselman, Lory, Lybeck, Marks, Metcalf, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Swift, Switzer, Underdal, Waldron, Wallin, Winslow.

Total 45

Excused: Eudaily, Solberg, Vinger.

Total 3

Absent or not voting: None.

Total 0

Representative Donaldson's motion failed. (45-55)

Speaker Kemmis in the Chair.

Representative Jacobsen moved that SB 41 be taken from the Committee on Agriculture, Livestock and Irrigation and referred to the Committee on Judiciary. Motion carried.

Speaker Pro Tem Brand in the Chair.

Representative Lory excused at this time.

Speaker Kemmis in the Chair.

Representative Marks moved that HB 204 be taken from the Committee on Education and Cultural Resources, printed and placed on second reading. Motion failed. (41-55)

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 897, introduced by Neuman, Ochsner, E. Smith, Hemstad, Roush, Keyser, Kennerly, Bertelsen, Driscoll, Manuel, Jacobsen, Nisbet,

Schye, Saunders, Bachini, Miller, Bergene, Phillips, Fabrega, Bliss, Schultz, Ernst, Compton, Iverson, Underdal, Donaldson, McCormick, Menahan, Abrams, Spaeth, Holliday, Harper, Lybeck, Harp, Bengtson, Vincent, Nordtvedt, Darko, Winslow, Thoft, (By Request of the Department of Natural Resources and Conservation). Referred to Committee on Appropriations.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Hemstad in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 100 - That SB 100 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Eudaily, Lory, Solberg, Vinger.

Total 4

Absent or not voting: Fagg, Hannah, Quilici, Yardley.

Total 4

Representative Neuman excused at this time.

SB 205 - Representative Bardanouve moved that SB 205 be placed below SJR 6. Motion carried.

Representative Harrington excused at this time.

SB 216 - That SB 216 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Eudaily, Harrington, Lory, Neuman, Solberg, Vinger.

Total 6

Absent or not voting: Fagg, Quilici.

Total 2

Representative Harrington present at this time.

SJR 8 - That SJR 8 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ream, Roush, Ryan, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Brand, J. Brown, Connelly, Devlin, Ellerd, Ernst, Fagg, Hannah, J. Jensen, Jones, Pistoria, Ramirez, Sales, Sands, Saunders, Stobie, Switzer, Wallin.

Total 18

Excused: Eudaily, Lory, Neuman, Solberg, Vinger.

Total 5

Absent or not voting: Nordtvedt, Quilici, Shontz.

Total 3

SB 88 - That SB 88 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Jacobsen.

Total 1

Excused: Eudaily, Lory, Neuman, Solberg, Vinger.

Total 5

Absent or not voting: Bertelsen, J. Jensen, Nordtvedt, Quilici.

Total 4

Representative Solberg present at this time.

Representative Harrington excused at this time.

SB 268 - That SB 268 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Eudaily, Harrington, Lory, Neuman, Vinger.

Total 5

Absent or not voting: Donaldson, Kadas, Kemmis, Marks, Quilici, Winslow.

Total 6

Representative Harrington present at this time.

SB 326 - That SB 326 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: Driscoll, Hansen, Miller, Sales.

Total 4

Excused: Eudaily, Lory, Neuman, Vinger.

Total 4

Absent or not voting: Bengtson, Quilici, Stobie, Winslow.

Total 4

SJR 6 - That SJR 6 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell,

Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Eudaily, Lory, Neuman, Vinger.

Total 4

Absent or not voting: Stobie.

Total 1

Representative Harrington excused at this time.

SB 205 - That SB 205 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Eudaily, Harrington, Lory, Neuman, Vinger.

Total 5

Absent or not voting: Stobie.

Total 1

Representative Harrington present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Hemstad moved the adoption of the committee report. Report adopted. (92-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 48 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici,

Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: D. Brown, Jones, Kadas, Pavlovich, Ramirez, Solberg.
Total 6

Excused: Eudaily, Lory, Neuman, Vinger.
Total 4

Absent or not voting: Stobie.
Total 1

SB 82 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: Sales, Swift.
Total 2

Excused: Eudaily, Lory, Neuman, Vinger.
Total 4

Absent or not voting: None.
Total 0

SB 151 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: None.
Total 0

Excused: Eudaily, Lory, Neuman, Vinger.
Total 4

Absent or not voting: Keyser.
Total 1

SB 183 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Eudaily, Lory, Neuman, Vinger.

Total 4

Absent or not voting: None.

Total 0

HB 307, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bergene, Driscoll, Hansen, Harper, Hart, Metcalf.

Total 6

Excused: Eudaily, Lory, Neuman, Vinger.

Total 4

Absent or not voting: Dozier.

Total 1

HB 347, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal,

Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 90

Noes: Bengtson, D. Brown, Saunders, Yardley.
Total 4

Excused: Eudaily, Lory, Neuman, Vinger.
Total 4

Absent or not voting: Dozier, Hansen.
Total 2

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/2/83
Correctly printed: HB 815.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/2/83
SB 144, be concurred in. Report adopted.
SB 62, third reading copy, be amended as follows:

1. Title, line 6.

Following: "MONTANA"

Strike: "RETAIL"

2. Title, line 7.

Following: "LICENSES"

Insert: "AND STORAGE DEPOTS, PERMITTING SHIPMENTS
TO STORAGE DEPOTS"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS 16-3-230, 16-4-102, AND"

3. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 5, line 2.

Following: ".,"

Strike: "and"

5. Page 5, line 4.

Following: "years;"

Insert: "and (v) an applicant for a wholesale license is neither a manufacturer of an alcoholic beverage nor is owned or controlled by a manufacturer of an alcoholic beverage;"

6. Page 5, line 10.

Following: "this section;"

Insert: "(iii) an applicant for a wholesale license is neither a manufacturer of an alcoholic beverage nor is owned or controlled by a manufacturer of an alcoholic beverage;"

Renumber: subsequent subsection

7. Page 5.

Following: line 18

Insert: "Section 2. Section 16-3-230, MCA, is amended to read:

"16-3-230. Out-of-state beer required to be shipped to wholesaler. All beer manufactured outside of the state of Montana and shipped into Montana shall be consigned to and shipped, either directly or via a licensed storage depot, to a licensed wholesaler and by him

unloaded into his warehouse in Montana or subwarehouse in Montana. A brewer may sell only to wholesalers from a storage depot in Montana and shall maintain records of all beer, including the name or kind received, on hand, and sold, which records may at all times be inspected by any representative of the department. Said wholesaler shall distribute said beer from such warehouse or subwarehouse and shall keep records at his principal place of business of all beer, including the name or kind received, on hand, sold, and distributed. Said records may at all times be inspected by any member or representative of the department."

Section 3. Section 16-4-102, MCA, is amended to read:

"16-4-102. Right of brewers to maintain and operate storage depots — annual licenses. It shall be lawful for any brewer duly licensed to manufacture beer ~~in the state of Montana~~, upon the payment to the department of an annual license fee in addition to all other fees and taxes required to be paid by such brewer for each storage depot, to own, lease, maintain, and operate, in any city or town in the state of Montana, a building for use as a storage depot, equipped with refrigeration and cooling apparatus, for receiving, handling, and storing beer therein and distributing and selling beer therefrom, as brewers are permitted to sell and distribute beer under the provisions of this code."

Section 4. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications.

Section 5. Effective date. This act is effective July 1, 1983."

And, as amended, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 3/2/83
SB 35, be concurred in. Report adopted.
SB 240, third reading copy, be amended as follows:

1. Title, line 9.

Following: "MCA"

Insert: "AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 2, line 8.

Following: line 7

Insert: "NEW SECTION. Section 2. Effective date. This act is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

Adverse Committee Report

SB 103 - Representatives Schultz, Winslow, Keyser, Ellison, Asay, Fabrega, Howe, R. Jensen, Lybeck, Bachini, Kadas, Jacobsen, Iverson, Compton, Switzer, Devlin, Ernst, Hanson, Bliss, and Spaeth objected to the adverse committee report on SB 103, and requested that the bill be printed and placed on second reading.

3/2/83

Representative Vincent moved that the House adjourn until 3:00 p.m., March 3, 1983.

Motion carried.

House adjourned at 5:53 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FORTY-NINTH LEGISLATIVE DAY

Helena, Montana
March 3, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Keyser, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the forty-sixth, forty-seventh, and forty-eighth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/3/83

SB 11, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman): 3/3/83

SB 79, be concurred in. Report adopted.

SB 129, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman): 3/2/83

SB 230, third reading copy, be amended as follows:

1. Page 1, lines 23 and 24.

Strike: " " on line 23 through "challenge" on line 24

2. Page 2, line 2.

Strike: "THEY" through "electors"

Insert: "he is an elector"

3. Page 2, line 23 through line 10, page 3.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

4. Page 3, line 23.

Following: "any"

Insert: "portion of a"

5. Page 3, line 25 through line 2, page 4.

Strike: "the" on line 25 through "of" on line 2, page 4

6. Page 4, line 4.

Following: line 3

Strike: "on the petition or"

Following: "or on"

Strike: "any"

Insert: "that"

And, as amended, be concurred in. Report adopted.

SB 285, third reading copy, be amended as follows:

1. Title, line 9.

Following: "MCA"

Insert: "AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, line 17.

Following: "(1)"

Insert: "for remaining a member of the group"

3. Page 2, line 21.

Strike: "and"

4. Page 2, line 23.

Following: "33-22-508"

Insert: "; and (c) continued membership in the group by anyone eligible under the provisions of the section notwithstanding the person's eligibility for medicare under the federal Health Insurance for the Aged Act"

5. Page 3.

Following: line 2

Insert: "NEW SECTION. Section 2. Effective date. This act is effective June 30, 1983."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

Senate bills passed and transmitted to the House for concurrence: 3/2/83

SB 21, introduced by Halligan

SB 204, introduced by Keating, Gage, Tveit, et al.

SB 244, introduced by Towe

SB 363, introduced by Mazurek

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 898, introduced by Bardanouve. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time, and referred to committees:

SB 21, introduced by Halligan. Referred to Committee on Local Government.

SB 204, introduced by Keating, Gage, Tveit, E. Smith, Peck, Bachini. Referred to Committee on Taxation.

SB 244, introduced by Towe, (By Request of the Department of Revenue). Referred to Committee on Taxation.

SB 363, introduced by Mazurek. Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Abrams, Jacobsen, Roush, Shontz, and Zabrocki excused at this time.

SB 35 - That **SB 35** be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.
Total 91

Noes: None.
Total 0

Excused: Abrams, Jacobsen, Keyser, Roush, Shontz, Zabrocki.
Total 6

Absent or not voting: Driscoll, Manuel, Vinger.
Total 3

Representative McBride excused at this time.

SB 69 - That SB 69, third reading copy, be amended as follows:

1. House Labor and Employment Relations Committee amendments, dated 3/1/83.

Strike: amendment 2

2. Page 2, line 1.

Strike: "a penalty of \$25"

3. Page 2, line 2.

Strike: "shall be assessed whenever"

Insert: "Whenever"

4. Page 2, line 7.

Following: "39-51-1302"

Insert: ", the department shall assess a charge to the employer commensurate with the department's costs"

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.
Total 83

Noes: Devlin, Hand, Ryan, Solberg, Stobie, Switzer, Thoft, Underdal.
Total 8

Excused: Abrams, Jacobsen, Keyser, McBride, Roush, Shontz, Zabrocki.
Total 7

Absent or not voting: Lory, Vinger.
Total 2

That SB 69, as amended, be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.
Total 80

Noes: Hand, R. Jensen, Jones, Pavlovich, Ryan, Sales, Seifert, Solberg, Stobie, Switzer, Thoft, Underdal.
Total 12

Excused: Abrams, Jacobsen, Keyser, McBride, Roush, Shontz, Zabrocki.
Total 7

Absent or not voting: Bardanouve.
Total 1

Representative Kennerly excused at this time.

Representatives Abrams, Jacobsen, Roush, and Zabrocki present at this time.

SB 103 - Representative Devlin moved that SB 103 be concurred in. Representative Metcalf made a substitute motion that SB 103 be not concurred in. The substitute motion failed as follows:

Ayes: Addy, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Howe, J. Jensen, Kadas, Kemmis, Kitselman, Koehnke, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Ramirez, Sands, Saunders, Veleber, Vincent, Waldron, Williams, Yardley.
Total 43

Noes: Abrams, Asay, Bachini, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hanson, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Lory, Lybeck, Marks, Manuel, Neuman, O'Connell, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 51

Excused: Kennerly, Keyser, McBride, Shontz.
Total 4

Absent or not voting: Keenan, Quilici.
Total 2

That SB 103 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Lory, Lybeck, Marks, Manuel, Neuman, O'Connell, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Schultz, Schye, Seifert, Solberg,

Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 53

Noes: Addy, Bardanouve, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, J. Jensen, Jones, Kemmis, Kitselman, Koehnke, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Ramirez, Sands, Saunders, Smith, Veleber, Vincent, Waldron.

Total 41

Excused: Kennerly, Keyser, McBride, Shontz.

Total 4

Absent or not voting: Keenan, Quilici.

Total 2

SB 106 - Representative Waldron moved that consideration on SB 106 be passed for the day. Motion carried.

SB 122 - Representative Vincent moved that SB 122 be placed below SB 220. Motion carried.

SB 123 - That SB 123 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kitselman, Lory, Lybeck, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 77

Noes: Bachini, Bengtson, Farris, Hansen, Harper, Kadas, Kemmis, Koehnke, McCormick, Menahan, Peck, Ream, Underdal, Waldron, Zabrocki.

Total 15

Excused: Kennerly, Keyser, McBride, Shontz.

Total 4

Absent or not voting: Bardanouve, Ellerd, Fagg, Manuel.

Total 4

Representative Neuman excused at this time.

SB 144 - That SB 144 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal,

Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Kennerly, Keyser, McBride, Neuman, Shontz.

Total 5

Absent or not voting: Bardanouve, Bliss, Fagg, Kemmis.

Total 4

Representative Neuman present at this time.

SB 156 - That SB 156 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 88

Noes: Solberg.

Total 1

Excused: Kennerly, Keyser, McBride, Shontz.

Total 4

Absent or not voting: Bardanouve, Bengtson, Ellerd, Fagg, Iverson, Phillips, Williams.

Total 7

SB 220 - That SB 220 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Kennerly, Keyser, McBride, Shontz.

Total 4

Absent or not voting: Bardanouve, Ellerd, Fagg, Stobie.

Total 4

Representative Shontz present at this time.

SB 122 - That SB 122 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 88

Noes: J. Jensen, Nisbet, Pavlovich, Schye.

Total 4

Excused: Kennerly, Keyser, McBride.

Total 3

Absent or not voting: Bardanouve, Driscoll, Ellerd, Fagg, Williams.

Total 5

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Dozier moved the adoption of the committee report. Report adopted. (90-2)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Harp excused at this time.

SB 88 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Jacobsen, Koehnke.

Total 2

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fagg, Williams.

Total 3

SB 100 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fagg, Quilici.

Total 3

SB 205 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Pavlovich, Vinger.

Total 2

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fagg.

Total 2

SB 216 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fagg.

Total 2

SB 268 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fabrega, Fagg.

Total 3

SB 326 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Daily, Driscoll, Hansen, Kadas, Miller, Nordtvedt, Pavlovich, Quilici.

Total 9

Paired: Keyser, Vincent, Ayes; Driscoll, No.

Excused: Harp, Kennerly, McBride.

Total 3

Absent or not voting: Ellerd, Fagg.

Total 2

SJR 6 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Asay, Ellerd, Fagg.

Total 3

SJR 8 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Brand, J. Brown, Connelly, Devlin, Ernst, Hannah, J. Jensen, Jones, Pistoria, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Stobie, Switzer, Vinger, Wallin.

Total 19

Excused: Harp, Kennerly, Keyser, McBride.

Total 4

Absent or not voting: Ellerd, Fagg.

Total 2

SPECIAL ORDERS OF THE DAY

The Speaker appointed the following members to serve on the Environmental Quality Council:

Representative D. Brown
Representative Harper
Representative Iverson
Representative Lory

The Speaker also appointed the following public members to the council:

Tad Dale, Dillon
W. Leslie Pengelly, Missoula

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):
Correctly printed: HB 706.

3/3/83

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 106:

Representative Roush, Chairman
Representative Pavlovich
Representative Winslow

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 53:

Representative Spaeth, Chairman
Representative Bergene
Representative Addy

MOTIONS

Representative Waldron moved that SB 106 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that HB 755, HB 867, HB 868, HB 869, and SB 250 be taken from the Select Committee on Economic Development and referred to the Committee on Taxation. Motion carried.

Representative Vincent moved that SB 125, SB 174, SB 184, and SB 251 be taken from the Select Committee on Economic Development and referred to the Committee on Business and Industry. Motion carried.

ANNOUNCEMENTS

The Chief Clerk announced that the Knights of Columbus Council #844 invites legislators and their spouses to dinner this evening, March 3rd, at the Knights of Columbus Hall, 2201 East Chestnut. A no-host social hour will be held from 6:00 to 7:00 p.m., dinner beginning at 7:00 p.m.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 4, 1983.

Motion carried.

House adjourned at 4:59 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTIETH LEGISLATIVE DAY

Helena, Montana
March 4, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Ellerd, Lybeck, Menahan, Pavlovich, Stobie, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the forty-ninth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/4/83

Recommend that at the close of business March 4, 1983, the following employment be terminated:

Kenneth Speelman.....Page
Michelle Maloughney.....Page

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/4/83

SB 133, be concurred in. Report adopted.

SB 147, be concurred in. Report adopted.

SJR 9, be concurred in. Report adopted.

FISH AND GAME (Nilson, Chairman): 3/3/83

SB 132, third reading copy, be amended as follows:

1. Title, lines 11 and 12.

Strike: "REQUIRE THAT OUTFITTERS USE WRITTEN CONTRACTS; ESTABLISHING"

Insert: "ESTABLISH"

2. Title, line 13.

Strike: "87-4-106,"

3. Pages 8 and 9.

Strike: section 4 in its entirety

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

Committee attached the following statement of intent:

Statement of Intent SB 132

Senate Bill No. 132 requires a statement of intent because section 5 requires the Department of Fish, Wildlife, and Parks to establish fees for outfitters and guides. Presently fees charged are set by law, and are not based on actual costs incurred.

It is the intent of the legislature that fees be set by rule by the department which will adequately cover the costs of administering the licensing and regulatory programs relating to outfitters and the ongoing operations of the Montana Outfitters Council.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman):
HB 17, introduced bill, be amended as follows:

3/3/83

1. Title, line 6.

Following: "FUELS"

Insert: "AND ALTERNATE FUELS"

Following: "VEHICLES OF"

Strike: "8,000"

Insert: "10,000"

2. Title, line 8.

Following: "DEFINING"

Strike: remainder of line 8 through "SPECIAL" on line 9

Insert: "ALTERNATE"

3. Title, line 13.

Following: "PENALTY,"

Insert: "INCREASING LICENSE TAX FEES FOR ALTERNATE
FUEL VEHICLES AND PROVIDING FOR ALTERNATE FUEL
TEMPORARY TRIP PERMITS;"

4. Title, line 14.

Following: "15-70-302,"

Strike: "15-70-321, AND"

Following: "15-70-322,"

Insert: "15-71-101, AND 15-71-102,"

5. Title, line 15.

Following: line 14

Strike: "REPEALING SECTIONS 15-71-101 THROUGH 15-71-105,
MCA,"

6. Page 1, line 20.

Following: line 19

Insert: "and alternate fuels"

7. Page 1, line 22.

Following: "of"

Strike: "8,000"

Insert: "10,000"

8. Page 1, line 23.

Following: "or"

Strike: "electricity"

Insert: "alternate fuels"

9. Page 1, line 24.

Following: "fuels"

Insert: "or alternate fuels"

10. Page 1, line 25.

Following: "issue a"

Insert: "distinctive"

11. Page 2, line 3.

Following: "fuels"

Insert: "or alternate fuels"

12. Page 2, line 4.

Following: "fuel"

Insert: "or alternate fuel"

13. Page 2, line 6.

Following: "fuels"
Insert: "or alternate fuels"
Following: "is"
Strike: "\$60"
Insert: "\$80"

14. Page 2, line 7.
Following: "vehicle of"
Strike: "8,000"
Insert: "10,000"

15. Page 2, line 8.
Following: "fuels"
Insert: "or alternate fuels"

16. Page 2, line 15.
Following: line 14
Insert: "or alternate fuels"

17. Page 3, line 4.
Following: "fuel"
Insert: "or alternate fuel"

18. Page 3, line 6.
Following: "to"
Strike: "special"
Insert: "alternate"

19. Page 3, line 7.
Following: "of"
Strike: "special"
Insert: "alternate"

20. Page 3, line 11.
Following: "displays a"
Strike: "fee-in-lieu-of-special-fuels-tax"

21. Page 3, line 12.
Following: line 11
Insert: "issued pursuant to subsection (1)"

22. Page 3, line 14.
Following: "fuel"
Insert: "or alternate fuel"

23. Page 3, line 16.
Following: "fuels"
Insert: "or alternate fuels"

24. Page 3, line 22.
Following: line 21
Insert: "(1) 'Alternate fuel' means liquified petroleum gas, compressed natural gas, hydrogen, and electricity when actually sold for use or used in motor vehicles propelled upon the public roads and highways or streets within the state of Montana."
Renumber: subsequent subsections

25. Page 3, line 23.
Following: "by"
Insert: "an alternate fuel dealer or"

26. Page 4, line 4.
Following: "such"

Insert: "alternate fuel dealer or"

27. Page 4, line 6.

Following: "by"

Insert: "an alternate fuel dealer or"

28. Page 5, line 10.

Following: "~~except~~"

Strike: "including"

Insert: "~~except~~"

29. Page 5, line 11.

Following: "gas"

Strike: ", and compressed natural gas"

30. Page 6, line 21.

Following: line 20

Strike: "8,000"

Insert: "10,000"

31. Page 7, line 10.

Following: "~~of~~"

Strike: "8,000"

Insert: "10,000"

32. Page 7, line 15.

Following: "vehicle of"

Strike: "8,000"

Insert: "10,000"

33. Page 8, line 11 through line 5, page 9.

Strike: section 4 in its entirety

Renumber: subsequent sections

34. Page 10.

Following: line 5

Insert: "Section 5. Section 15-71-101, MCA, is amended to read:

"15-71-101. Tax to be collected on motor vehicles self-propelled by ~~a liquefied petroleum gas~~ alternate fuels. (1) The department of highways shall, under the rules issued by the department of revenue, collect or cause to be collected from owners or operators of motor vehicles powered by any ~~liquefied petroleum gas~~ alternate fuel an annual license tax fee on each such vehicle, which license tax fee is prorated on a quarterly basis and may be paid quarterly, semiannually, or annually according to the following schedule:

(a) ~~passenger cars and pickups whose licensed gross vehicle weight is 10,000 pounds or less, \$60;~~

(b)(a) motor trucks and truck tractors whose licensed gross vehicle weight is over 10,000 pounds and less than 18,000 pounds, ~~\$80~~ \$110;

(c)(b) motor trucks and truck tractors whose licensed gross vehicle weight is 18,000 pounds or more and less than 48,000 pounds, ~~\$200~~ \$270;

(d)(c) motor trucks and truck tractors whose licensed gross vehicle weight is 48,000 pounds or more, ~~\$1,000~~ \$1,330.

(2) Upon payment of the tax required by this section, the department of highways shall provide a certificate to be carried in each vehicle, which is valid for a period no less than a calendar quarter or for such further calendar period for which the tax is paid."

Section 6. Section 15-71-102, MCA, is amended to read:

"15-71-102. Temporary trip permit required. (1) Upon entering the state, a nonresident operating any motor vehicle powered by ~~liquefied petroleum gas~~ alternate fuel is required to purchase a ~~liquid petroleum gas~~ an alternate fuel temporary trip permit. The permits will be issued by ~~scale house personnel, gross vehicle weight patrol crews, Montana highway patrolmen, and such other enforcing agents~~ alternate fuel dealers under rules and bonds as the department of revenue may prescribe.

(2) A temporary ~~liquid petroleum gas~~ alternate fuel permit shall cost \$20. The permit is valid for a period of time not to exceed 72 hours and will be automatically void if the vehicle leaves the state ~~during this period~~ 30 days. Special ~~liquid petroleum gas~~ alternate fuel permits, remittance forms, and any other papers necessary for the enforcement of this chapter shall be furnished by the department of highways."

Renumber: subsequent sections

35. Page 10, lines 6 and 7.

Strike: section 6 in its entirety

Renumber: subsequent sections

36. Page 10, line 10.

Following: "70,"

Strike: "part 3,"

37. Page 10, line 11.

Following: "70,"

Strike: "part 3,"

And, as amended, do pass. Report adopted.

HB 442, introduced bill, be amended as follows:

1. Page 1, line 11.

Following: "tax"

Strike: "bond"

Insert: "permanent"

And, as amended, do pass. Report adopted.

SB 91, be concurred in. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

3/3/83

SB 121, be concurred in. Report adopted.

SB 162, be concurred in. Report adopted.

SB 178, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/3/83

SB 141, third reading copy, be amended as follows:

1. Title, line 6.

Strike: "14"

Insert: "21"

2. Page 2, line 1.

Strike: "14"

Insert: "21"

And, as amended, be concurred in. Report adopted.

SB 181, be concurred in. Report adopted.

SB 304, be concurred in. Report adopted.

Adverse Committee Reports

STATE ADMINISTRATION (Brand, Chairman): 3/3/83
SB 258, be not concurred in.

TAXATION (Yardley, Chairman): 3/4/83
HB 599, do not pass.
HB 713, do not pass.
HB 735, do not pass.
HB 753, do not pass.

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 3/3/83
HJR 12, introduced by Swift, Bardanouve, Ream, et al.
 Senate bill passed and transmitted to the House for concurrence: 3/3/83
SB 335, introduced by Towe, Turnage, Fabrega, et al.

MOTIONS

Representative Fabrega moved that HB 815 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Bergene in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Shontz excused at this time.

HB 317 - Representative Kemmis moved that HB 317 be placed below HB 706. Motion carried.

HB 706 - That HB 706, second reading copy, be amended as follows:

1. Page 1, line 19.
 Following: "CALCULATED"
 Insert: ". However,"

2. Page 1, line 20.
 Strike: ".,"
 Insert: ".,"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal,

Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand.

Total 1

Excused: Daily, Ellerd, Lybeck, Menahan, Pavlovich, Shontz, Stobie.

Total 7

Absent or not voting: Dozier, Driscoll.

Total 2

Representative Lybeck present at this time.

Representative Kemmis moved that consideration on HB 706 be passed for the day. Motion carried.

HB 317 - That HB 317, second reading copy, be amended as follows:

1. Title, line 5.

Strike: "THE DEPARTMENT OF LIVESTOCK TO"

Following: "JUDGMENT"

Insert: "OR SETTLE ALL CLAIMS"

2. Title, line 7.

Following: "DIVISION"

Strike: ", IF THE CASE IS"

3. Title.

Following: line 7

Strike: "UPHELD ON APPEAL"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

4. Page 1, line 12.

Strike: "the general fund to"

Following: "Department of"

Strike: "Livestock \$391,500"

Insert: "Administration self-insurance liability risk retention account no. 06143 an amount necessary"

5. Page 1, line 13.

Following: "payment"

Insert: "or settlement"

Following: "obligations"

Insert: ", claims,"

6. Page 1.

Following: line 14

Strike: "defendants"

Insert: "state veterinarian, James W. Glosser,"

7. Page 1, lines 17 through 22.

Following: "Defendants."

Strike: remainder of section 1 through "fund" on line 22

Insert: "The Department of Administration is authorized to expend this appropriation in full satisfaction of such judgment if it is upheld and made final on appeal to the United States Court of Appeals, Ninth Circuit, or in connection with the provisions of any settlement agreement settling all claims arising out of Cause No. 79-14-GF, entered into by the parties with the consent of James W. Glosser and the terms of which the department has

determined to be in the best interest of the State of Montana. Nothing in this act may be construed as an admission or opinion of liability on the part of the defendants by the Legislature.

Section 2. Effective date. This act is effective on passage and approval."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Daily, Ellerd, Menahan, Pavlovich, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Kadas, Schye, Winslow.

Total 4

Representative Menahan present at this time.

That HB 317, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Bachini, Brand, Farris, Nordtvedt, Peck, Sales.

Total 6

Excused: Daily, Ellerd, Pavlovich, Shontz, Stobie.

Total 5

Absent or not voting: Donaldson, Schye.

Total 2

Representatives Menahan and Seifert excused at this time.

SB 11 - That SB 11 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Peck.

Total 1

Excused: Daily, Ellerd, Menahan, Pavlovich, Seifert, Shontz, Stobie.

Total 7

Absent or not voting: Asay, Hannah, Harp, Harrington.

Total 4

Representative Menahan present at this time.

SB 62 - That SB 62 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Waldron.

Total 2

SB 79 - That SB 79 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 74

Noes: Addy, Brand, D. Brown, Dozier, Hansen, Harrington, Hart, J. Jensen, Jones, Kadas, Koehnke, McCormick, Neuman, Nisbet, Smith.

Total 15

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Fagg, Ryan, Winslow, Yardley.

Total 5

SB 129 - That SB 129 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Hart, Marks, Metcalf, Quilici, Yardley.

Total 6

SB 240 - That SB 240 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Hannah, Neuman, O'Connell.

Total 3

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Ellison, Quilici, Yardley.

Total 4

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Bergene moved the adoption of the committee report. Report adopted. (87-3)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 35 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Driscoll, Quilici.

Total 2

SB 103 failed to be concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hanson, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Keyser, Lory, Lybeck, Marks, Manuel, Miller, Neuman, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Schye, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vinger, Williams, Winslow, Zabrocki.

Total 48

Noes: Addy, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Ramirez, Ream, Sands, Saunders, Smith, Veleber, Vincent, Waldron, Wallin, Yardley, Mr. Speaker.

Total 48

Paired: Devlin, Holliday, Marks, Ayes; Daily, Ellerd, Pavlovich, Noes.

Excused: Seifert, Shontz, Stobie.

Total 3

Absent or not voting: Quilici.

Total 11

SB 122 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg,

Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 86

Noes: Brand, Driscoll, Nisbet, Peck, Ream, Schye.
Total 6

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.
Total 6

Absent or not voting: Ellison, Quilici.
Total 2

SB 123 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vinger, Wallin, Williams, Winslow, Yardley.
Total 70

Noes: Bachini, Bengtson, Brand, D. Brown, Connelly, Driscoll, Farris, Hammond, Hansen, Harp, Harper, Keyser, Koehnke, McCormick, Mueller, Nilson, Peck, Ream, Underdal, Vincent, Waldron, Zabrocki, Mr. Speaker.
Total 23

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.
Total 6

Absent or not voting: Quilici.
Total 1

SB 144 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Bachini, Brand, Dozier, Peck.
Total 4

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.
Total 6

Absent or not voting: Quilici.
Total 1

SB 156 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: D. Brown, Driscoll, McCormick.

Total 3

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: None.

Total 0

SB 220 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Hannah.

Total 2

Excused: Daily, Ellerd, Pavlovich, Seifert, Shontz, Stobie.

Total 6

Absent or not voting: Keyser.

Total 1

House stood at ease from 4:28 p.m. until 4:35 p.m.

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 53:

Spaeth, Chairman
Bergene
Addy

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 106:

Roush, Chairman
Pavlovich
Winslow

SPECIAL ORDERS OF THE DAY

The Speaker appointed the following members to the Legislative Council:

Representative Eudaily
Representative Manuel
Representative Marks
Representative Vincent

Representative Vincent moved that the House adjourn until 10:30 a.m., March 5, 1983.

Motion carried.

House adjourned at 4:40 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-FIRST LEGISLATIVE DAY

Helena, Montana
March 5, 1983

House Chambers
State Capitol

House convened at 10:30 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Curtiss, Ellerd, Fagg, Seifert, Shontz, Stobie, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Former legislator Dale McGarvey sang for the members of the House.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/4/83
Correctly enrolled: HB 347.
Correctly printed: HB 442. 3/5/83
Correctly engrossed: HB 317.
Correctly enrolled: HB 307.
Examined by the sponsor (Donaldson) and found to be correct: HB 347. 3/4/83
Examined by the sponsor (Brand) and found to be correct: HB 307. 3/5/83
Signed by the Speaker at 6:45 p.m., 3/4/83: HB 347.

EDUCATION AND CULTURAL RESOURCES (Kennerly, Vice-Chairman): 3/4/83
SB 149, be concurred in. Report adopted.
SB 153, be concurred in. Report adopted.
SJR 4, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman): 3/4/83
SB 61, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman): 3/4/83
SB 168, be concurred in. Report adopted.
SB 177, third reading copy, be amended as follows:

1. Page 1, line 23.
Strike: "16"
Insert: "15"

And, as amended, be concurred in. Report adopted.

SB 196, third reading copy, be amended as follows:

1. Page 1, line 19.
Strike: "\$26,000"
Insert: "\$23,000"

2. Page 4, line 23.
Following: "therefor."

Insert: "If the judge requires a copy in a civil case to assist him in rendering a decision, the reporter must furnish the same without charge therefor."

3. Page 4, line 24.
Following: "by"
Strike: "the judge or"

And, as amended, be concurred in. Report adopted.

SB 218, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/4/83

SB 67, be concurred in. Report adopted.

SB 148, be concurred in. Report adopted.

SB 321, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/4/83

SB 73, be concurred in. Report adopted.

SB 110, be concurred in. Report adopted.

SB 163, be concurred in. Report adopted.

SB 189, be concurred in. Report adopted.

SB 631, third reading copy, be amended as follows:

1. Title, lines 7 and 8.

Following: "AN" on line 7

Strike: line 7 through "AN" on line 8

2. Page 2, lines 12 through 14.

Following: "2." on line 12

Strike: line 12 through "and" on line 14

Insert: "Applicability. This act"

3. Page 2, line 15.

Following: line 14

Strike: "1982"

Insert: "1983"

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills not concurred in and returned to the House:

3/3/83

HB 226, introduced by Asay, Norman

HB 318, introduced by Manuel

The Senate, on 3/4/83, requested the return of the following House bill for further consideration:

HJR 12, introduced by Swift, Bardanoue, Ream, et al.

Senate bills passed and transmitted to the House for concurrence: 3/4/83

SB 159, introduced by Keating, Tveit, Shaw, et al.

SB 241, introduced by Lee, Fabrega, Kolstad, et al.

SB 252, introduced by Goodover, Fabrega

SB 264, introduced by Senate Taxation Committee

SB 283, introduced by Fuller, Halligan, Christiaens

SB 361, introduced by Turnage, Norman

SB 413, introduced by Gage

SB 459, introduced by Eck, Regan

MOTIONS

Representative Asay moved that **HB 706** be taken from second reading and referred to the Committee on Taxation. Motion carried.

Representatives Connelly, Lory, Menahan, Quilici, Ramirez, Waldron, and Winslow excused at this time.

Representative Devlin moved that the House reconsider its action in failing to concur in SB 103, third reading on the 50th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hanson, Harper, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, Lybeck, Marks, Manuel, Miller, Neuman, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Williams, Zabrocki.

Total 59

Noes: Addy, Bardanouve, J. Brown, Daily, Driscoll, Ellerd, Fagg, Hammond, Hannah, Hansen, Harp, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kitselman, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Pavlovich, Ramirez, Ream, Sands, Saunders, Veleber, Vincent, Wallin, Yardley, Mr. Speaker.

Total 35

Paired: Curtiss, Devlin, Holliday, Marks, Seifert, Stobie, Switzer, Ayes; Ellerd, Fagg, Harrington, Menahan, Metcalf, Ramirez, Vincent, Noes.

Excused: Connelly, Lory, Quilici, Shontz, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keenan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Connelly and Quilici present at this time.

SB 91 - That SB 91 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Bachini, Farris, Peck, Sales.

Total 4

Excused: Curtiss, Ellerd, Fagg, Lory, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 11

Absent or not voting: Hammond, Underdal, Vinger.

Total 3

Representative Lory present at this time.

SB 121 - That SB 121 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Bachini, Brand, D. Brown, Farris, Hemstad, Koehnke, Nilson, Nordtvedt, O'Connell, Pistoria, Ryan, Swift, Underdal.

Total 13

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Donaldson.

Total 2

SB 133 - That SB 133 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Wallin, Yardley, Zabrocki.

Total 53

Noes: Abrams, Asay, Bengtson, Bliss, J. Brown, Compton, Devlin, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Koehnke, Marks, Mueller, Nordtvedt, Phillips, Ryan, Sales, Sands, Schultz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger.

Total 33

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Daily, Donaldson, Williams.

Total 4

Representative Connelly excused at this time.

SB 147 - That SB 147 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel,

Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Connelly, Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 11

Absent or not voting: Bardanouve, Daily, Donaldson, Hannah, Kadas, Marks, Williams.

Total 7

Representative Connelly present at this time.

SB 162 - That SB 162 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Addy, J. Jensen, Nordtvedt, Pistoria.

Total 4

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Ellison, Marks.

Total 2

SB 178 - That SB 178 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Sales.

Total 1

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bengtson, Donaldson, Marks.

Total 3

SB 181 - That SB 181 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Dozier, Driscoll.

Total 2

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Harrington, Marks.

Total 3

SB 230 - That SB 230 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: R. Jensen.

Total 1

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Harrington.

Total 2

SB 285 - That SB 285 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck,

McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: Hannah, Sales, Sands, Solberg.

Total 4

Excused: Curtiss, Ellerd, Fagg, Menahan, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Kemmis, Marks.

Total 3

Representative Menahan present at this time.

SB 304 - That SB 304 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Bliss, D. Brown, Devlin, Ellison, Iverson, Schultz, Solberg, Switzer.

Total 8

Excused: Curtiss, Ellerd, Fagg, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 9

Absent or not voting: Bardanouve.

Total 1

SJR 9 - That SJR 9 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Curtiss, Ellerd, Fagg, Ramirez, Seifert, Shontz, Stobie, Waldron, Winslow.

Total 9

Absent or not voting: Bardanouve, Brand, Daily, Harrington.

Total 4

Representatives Menahan and Quilici excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keenan moved the adoption of the committee report. Report adopted. (86-0)

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Representatives Shontz and Waldron present at this time.

SB 69 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 79

Noes: Asay, Hand, Jacobsen, Jones, Ryan, Sales, Solberg, Thoft.

Total 8

Excused: Curtiss, Ellerd, Fagg, Menahan, Quilici, Ramirez, Seifert, Stobie, Winslow.

Total 9

Absent or not voting: Bardanouve, Harrington, McBride, Zabrocki.

Total 4

MOTIONS

Representative Abrams moved that HB 17 be taken from printing and referred to the Committee on Highways and Transportation. Motion carried.

Representative Swift moved that the House accede to the request of the Senate to return HJR 12 for further consideration. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Curtiss, Ellerd, Fagg, Menahan, Quilici, Ramirez, Seifert, Stobie, Winslow.

Total 9

Absent or not voting: Bardanouve, Bengtson, Brand, Daily, Harrington, Iverson, McBride.

Total 7

ANNOUNCEMENTS

The Speaker announced that the House will convene at 3:30 p.m. Monday, at 3:00 p.m. Tuesday through Friday, and at 10:00 a.m. on Saturday (subject to change).

MOTIONS

Representative Vincent moved that SB 250 be taken from the Committee on Taxation and referred to the Committee on Business and Industry. Motion carried.

Representative Vincent moved that the House adjourn until 3:30 p.m., March 7, 1983.

Motion carried.

House adjourned at 12:15 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-SECOND LEGISLATIVE DAY

Helena, Montana
March 7, 1983

House Chambers
State Capitol

House convened at 3:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present except Dozier, Ellerd, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fiftieth and fifty-first legislative days, find the same to be correct.

Menahan, Chairman

SPECIAL ORDERS OF THE DAY

Representative Smith introduced the Flathead High School Choir who sang for the members of the House.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/7/83
Correctly printed: HB 631.
Signed by the Speaker at 2:44 p.m., 3/5/83: HB 307, SB 60, SB 63, SB 75, SB 183.
Delivered to the Governor for his approval at 9:46 a.m., 3/7/83: HB 347.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/7/83

Recommend that at the beginning of business March 7, 1983, the following be employed:

Andrew Mangels	Page
Duke Reich	Page
Tracy Walsh	Page
Darlene Rule	Page
Sarah Conklin	Page
Rene Andersen	Page
Marcia Karasek	Page

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman): 3/4/83

SB 169, be concurred in. Report adopted.

Adverse Committee Reports

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman): 3/4/83

SB 143, be not concurred in.

SB 154, be not concurred in.

Representative Dozier present at this time.

SB 258 - Representative O'Connell moved that the adverse committee report on SB 258 be adopted. Representative Pistoria made a substitute motion that SB 258 be printed and placed on second reading. Motion failed. (47-48) Thereupon, the adverse committee report was adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Brand, J. Brown, Darko, Donaldson, Dozier, Driscoll, Ernst, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, O'Connell, Peck, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 56

Noes: Asay, Bergene, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellison, Eudaily, Fabrega, Hand, Hanson, Harp, Hemstad, Howe, Jones, Keyser, Lory, Marks, Miller, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Roush, Sales, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 40

Excused: Ellerd.

Total 1

Absent or not voting: Bengtson, Fagg, Zabrocki.

Total 3

HB 599 - Representative Yardley moved that the adverse committee report on HB 599 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Addy, Brand, Daily, Hansen, Kadas, Pavlovich, Quilici, Spaeth, Veleber, Waldron.

Total 10

Excused: Ellerd.

Total 1

Absent or not voting: Bengtson, Fagg, Menahan, Zabrocki.

Total 4

HB 713 - Representative Yardley moved that the adverse committee report on HB 713 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 72

Noes: Addy, Bardanouve, Brand, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harrington, J. Jensen, Kadas, Keenan, Kitselman, McBride, Nilson, Nisbet, Pavlovich, Quilici, Ream, Veleber, Vincent, Waldron, Mr. Speaker.

Total 25

Excused: Ellerd.

Total 1

Absent or not voting: Fagg, Zabrocki.

Total 2

HB 735 - Representative Yardley moved that the adverse committee report on HB 735 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Mr. Speaker.

Total 85

Noes: D. Brown, Kitselman, Pavlovich, Roush, Sales, Saunders, Schultz, Stobie, Wallin, Winslow.

Total 10

Excused: Ellerd.

Total 1

Absent or not voting: Fabrega, Fagg, Spaeth, Zabrocki.

Total 4

HB 753 - Representative Yardley moved that the adverse committee report on HB 753 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Bergene, Brand, Fabrega, Jacobsen, Kitselman, Koehnke, Pavlovich, Roush, Sales, Saunders, Shontz, Wallin.

Total 12

Excused: Ellerd.

Total 1

Absent or not voting: Fagg, Zabrocki.

Total 2

MESSAGES FROM THE OTHER HOUSE

House bills not concurred in and returned to the House: 3/5/83

HB 28, introduced by Kitselman

HB 90, introduced by House Human Services Committee

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 3/5/83

HB 122, introduced by Addy, Hemstad, Roush, et al.

The Senate, on 3/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 106.

The President appointed the following members:

Senator Lee, Chairman

Senator Shaw

Senator Boylan

House bills concurred in and returned to the House: 3/5/83

HB 7, introduced by Harp, Stimatz

HB 39, introduced by Harper, Fuller

HB 46, introduced by Stobie

HB 59, introduced by Harper

HB 73, introduced by Schultz

HB 85, introduced by Bertelsen

HB 138, introduced by Eudaily, Lory, Ream, et al.

HB 159, introduced by Ellison, Bertelsen, Asay

HB 233, introduced by Kitselman, Sales, Bliss

HB 355, introduced by Sands, Ramirez, Addy, et al.

HB 432, introduced by Devlin, Switzer, Schultz, et al.

HJR 17, introduced by Menahan, Kolstad

The Senate, on 3/7/83, acceded to the request of the House for the return of SB 103, introduced by Ochsner, Lee, Blaylock, et al., and is returning said bill to the House for further consideration.

MOTIONS

Representative Vincent moved that the House recess at 4:15 p.m.
Motion carried.

House reconvened at 4:52 p.m.

REPORTS OF STANDING COMMITTEES

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/7/83

SB 355, be concurred in. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/7/83

SJR 18, be concurred in. Report adopted.

SB 430, third reading copy, be amended as follows:

1. Page 2, line 5.

Following: "cogeneration;"

Strike: "or"

Insert: "and"

2. Page 2, line 25.

Following: "(4)(a)"

Insert: "and (4)(b)"

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/7/83

SB 12, be concurred in. Report adopted.

SB 22, be concurred in. Report adopted.

SB 128, be concurred in. Report adopted.

SB 180, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/7/83

SB 350, be concurred in. Report adopted.

SB 356, be concurred in. Report adopted.

SB 369, be concurred in. Report adopted.

MOTIONS

Representative Devlin moved that SB 103 be placed on third reading this day. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Hand, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 56

Noes: Addy, Bardanouve, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Fagg, Hammond, Hannah, Hansen, Harrington, Hart, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Ramirez, Ream, Sands, Saunders, Smith, Spaeth, Veleber, Vincent, Waldron, Wallin, Mr. Speaker.

Total 38

Paired: Marks, Aye; Ellerd, No.

Excused: None.

Total 0

Absent or not voting: Bachini, Brand, Farris, Harper, Manuel, Quilici.

Total 6

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 899, introduced by Addy, (By Request of the Department of Labor and Industry). Referred to Committee on Labor and Employment Relations.

HJR 32, introduced by Dozier, Hansen, Vincent. Referred to Committee on Business and Industry.

HJR 33, introduced by Ramirez, Kemmis, Marks, Vincent. Referred to Committee on Taxation.

The following Senate bills were introduced, read first time, and referred to committees:

SB 159, introduced by Keating, Tveit, Shaw, Dover, Gage, Lee, McCallum, Stobie, Devlin, Seifert, Harp, Roush, Hanson. Referred to Committee on Taxation.

SB 241, introduced by Lee, Fabrega, Kolstad, Goodover, Iverson, Gage. Referred to Committee on Taxation.

SB 252, introduced by Goodover, Fabrega. Referred to Committee on Taxation.

SB 264, introduced by Graham, Galt. Referred to Committee on Taxation.

SB 283, introduced by Fuller, Halligan, Christiaens. Referred to Committee on Taxation.

SB 335, introduced by Towe, Turnage, Fabrega, Yardley, Williams, Marks, Ramirez, Abrams, Thomas, Berg, Blaylock, Goodover, McCallum, Kolstad, Harrington, Neuman, Zabrocki, Donaldson, Severson, Christiaens, Kitselman, Nordtvedt. Referred to Committee on Taxation.

SB 361, introduced by Turnage, Norman. Referred to Committee on Taxation.

SB 413, introduced by Gage. Referred to Committee on Taxation.

SB 459, introduced by Eck, Regan. Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative D. Brown in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 442 - Representative Seifert moved that consideration on HB 442 be postponed indefinitely. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Curtiss, Hand, Hannah, Harp, Jones, Keyser, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Sales, Solberg, Stobie, Underdal, Vinger, Wallin.

Total 19

Excused: Ellerd.

Total 1

Absent or not voting: Brand, Harper, Manuel, Quilici.

Total 4

SB 61 - That SB 61 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Ellerd.

Total 1

Absent or not voting: Brand, Devlin, Hannah, Harper, Hemstad, Kadas, Lory, Menahan, Quilici, Shontz, Spaeth, Swift, Underdal.

Total 13

SB 67 - That SB 67 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Daily, Driscoll, J. Jensen, Ream, Shontz, Veleber.

Total 7

Excused: Ellerd.

Total 1

Absent or not voting: Harper, Hemstad, Kadas.

Total 3

SB 73 - That SB 73 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 95

Noes: None.
Total 0

Excused: Ellerd.
Total 1

Absent or not voting: Hansen, Harper, Hemstad, Kadas.
Total 4

SB 110 - That SB 110 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Abrams, D. Brown, Jacobsen, Jones, Roush, Shontz.
Total 6

Excused: Ellerd.
Total 1

Absent or not voting: Ellison, Harper, Hemstad, Lory, Quilici.
Total 5

Representative Dozier excused at this time.

SB 132 - That SB 132, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Bardanouve, Bergene, Brand, Darko, Driscoll, Eudaily, Farris, Harper, Harrington, Keenan, Kemmis, Lory, McBride, Menahan, Pavlovich, Schye, Waldron, Williams, Yardley.
Total 20

Noes: Abrams, Asay, Bachini, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.
Total 76

Excused: Dozier, Ellerd.
Total 2

Absent or not voting: Quilici, Shontz.

Total 2

That SB 132 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Bardanouve.

Total 1

Excused: Dozier, Ellerd.

Total 2

Absent or not voting: Harrington, Quilici.

Total 2

SB 141 - That SB 141 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Abrams, Pavlovich, Saunders.

Total 3

Excused: Dozier, Ellerd.

Total 2

Absent or not voting: Donaldson, Kemmis, Quilici, Stobie, Yardley.

Total 5

Representative Fagg excused at this time.

Representative Dozier present at this time.

SB 148 - That SB 148 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel,

Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 80

Noes: Abrams, Brand, J. Jensen, Kadas, Kemmis, Ream, Sales, Schye, Shontz, Spaeth, Vinger.

Total 11

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Compton, Hansen, Hart, McCormick, Nordtvedt, Quilici, Stobie.

Total 7

SB 149 - That SB 149 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Harrington, Kadas, McCormick, Menahan, Nisbet, Quilici, Sands, Yardley.

Total 8

SB 153 - That SB 153 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Hannah, Nordtvedt, Shontz, Williams, Winslow, Yardley.

Total 6

SB 163 - That SB 163 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Yardley.

Total 1

SB 168 - That SB 168 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Brand, Pavlovich, Peck.

Total 3

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Bengtson, Daily, Fabrega, Shontz, Yardley.

Total 5

SB 177 - That SB 177 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel,

Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: None.

Total 0

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Marks.

Total 1

Representative Keyser excused at this time.

SB 189 - That SB 189 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: D. Brown.

Total 1

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Seifert.

Total 1

SB 196 - Representative Pistoria moved that SB 196, third reading copy, be amended. Representative Pistoria withdrew his amendment and moved that consideration on SB 196 be passed for the day. Motion carried.

SB 218 - That SB 218 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Bardanouve, Iverson, Peck.

Total 3

SB 321 - That SB 321 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Hammond, Harp, Kemmis, Schye.

Total 5

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Bardanouve, Ellison, Pavlovich.

Total 3

Representative Pavlovich in the Chair.

SJR 4 - That SJR 4 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Sales.

Total 2

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Bardanouve, Hannah, Hanson, Manuel, Vinger.

Total 5

Representative D. Brown in the Chair.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman D. Brown moved that the committee of the whole report

be deemed read. Motion carried. Chairman D. Brown moved the adoption of the committee report. Report adopted. (94-0)

MOTIONS

Representative Menahan moved that consideration on SB 103 be passed until the 75th legislative day. Motion failed. (38-58)

Representative Shontz moved that SB 94 be taken from the Committee on Education and Cultural Resources and referred to the Committee on Taxation. Motion failed. (44-54)

Representative Curtiss moved that her vote on SB 94, Representative Shontz's motion, be recorded as yes. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 317 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bachini, Nordtvedt, Peck, Sales, Shontz.

Total 5

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: O'Connell.

Total 1

SB 11 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Dozier, McCormick.

Total 2

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Schultz.

Total 1

SB 62 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Fabrega.

Total 1

SB 79 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: D. Brown, Dozier, Driscoll, Hansen, Harrington, Koehnke, McCormick, Menahan.

Total 8

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 91 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas,

Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Asay, D. Brown, Driscoll, J. Jensen.

Total 4

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 121 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: D. Brown, Koehnke, Nordtvedt, Pistoria, Ryan, Stobie, Swift, Underdal.

Total 8

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 129 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Yardley.

Total 1

SB 133 failed to be concurred in as follows:

Ayes: Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 45

Noes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 55

Paired: Daily, Dozier, Driscoll, Ayes; Ellerd, Fagg, Keyser, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 147 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 162 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega,

Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, D. Brown, Nordtvedt, Peck.

Total 4

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 178 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Sales.

Total 1

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Phillips.

Total 1

SB 181 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Curtiss, Dozier, Hemstad, Shontz.

Total 4

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 230 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 240 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Addy, Bardanouve, Brand, Ellison, Ernst, J. Jensen, Marks, Menahan, Switzer.

Total 9

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: Daily, Pavlovich.

Total 2

SB 285 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Sales, Sands, Solberg.

Total 3

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 304 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Asay, Bliss, D. Brown, Devlin, Ellison, Iverson, Jacobsen, Keyser, Schultz, Solberg, Switzer.

Total 11

Paired: Marks, Aye; Keyser, No.

Excused: Ellerd, Fagg.

Total 2

Absent or not voting: Harper.

Total 1

SJR 9 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Shontz.

Total 1

Excused: Ellerd, Fagg, Keyser.

Total 3

Absent or not voting: None.

Total 0

SB 103 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hanson, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Neuman, O'Connell, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Williams, Winslow, Zabrocki.

Total 57

Noes: Addy, Bardanouve, J. Brown, Connelly, Daily, Darko, Driscoll, Ellerd, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, McBride, McCormick, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Quilici, Ramirez, Ream, Sands, Smith, Veleber, Vincent, Waldron, Wallin, Yardley, Mr. Speaker.

Total 41

Paired: Marks, Aye; Ellerd, No.

Excused: Fagg, Keyser.

Total 2

Absent or not voting: None.

Total 0

Representative Vincent moved that the House adjourn until 3:30 p.m., March 8, 1983.

Motion carried.

House adjourned at 6:53 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-THIRD LEGISLATIVE DAY

Helena, Montana
March 8, 1983

House Chambers
State Capitol

House convened at 3:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Father Noonan. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifty-second legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 3/8/83

Correctly enrolled: HB 39.

Signed by the Speaker at 5:28 p.m., 3/7/83: SB 53, SB 151, SB 216, SB 268.

Delivered to the Governor for his approval at 9:00 a.m., 3/8/83: HB 307.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/8/83

Recommend that at the beginning of business February 28, 1983, the following be employed:

Cleo AndersonCommittee Secretary

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/8/83

SB 423, third reading copy, be amended as follows:

1. Page 1, line 20.

Strike: "its"

Insert: "those"

And, as amended, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 3/8/83

SB 212, be concurred in. Report adopted.

SB 239, be concurred in. Report adopted.

SB 245, be concurred in. Report adopted.

HB 17, introduced bill, be amended as follows: 3/7/83

Strike all House standing committee amendments, dated 3/3/83.

1. Title, line 6.

Following: "FUELS"

Insert: "AND ALTERNATE FUELS"

Following: "VEHICLES OF"

Strike: "8,000"

Insert: "10,000"

2. Title, line 8.

Following: "DEFINING"

Strike: remainder of line 8 through "SPECIAL" on line 9

Insert: "ALTERNATE"

3. Title, line 13.

Following: "PENALTY;"

Insert: "INCREASING LICENSE TAX FEES FOR ALTERNATE FUEL VEHICLES AND PROVIDING FOR ALTERNATE FUEL TEMPORARY TRIP PERMITS;"

4. Title, line 14.

Following: "15-70-302,"

Strike: "15-70-321, AND"

Following: "15-70-322,"

Insert: "15-71-101, AND 15-71-102,"

5. Title, line 15.

Following: line 14

Strike: "REPEALING SECTIONS 15-71-101 THROUGH 15-71-105, MCA,"

6. Page 1, line 20.

Following: line 19

Insert: "and alternate fuels"

7. Page 1, line 22.

Following: "of"

Strike: "8,000"

Insert: "10,000"

8. Page 1, line 23.

Following: "or"

Strike: "electricity"

Insert: "alternate fuel"

9. Page 1, line 24.

Following: "fuels"

Insert: "or alternate fuels"

10. Page 1, line 25.

Following: "issue a"

Insert: "distinctive"

11. Page 2, line 3.

Following: "fuels"

Insert: "or alternate fuels"

12. Page 2, line 6.

Following: "fuels"

Insert: "or alternate fuels"

Following: "is"

Strike: "\$60"

Insert: "\$80"

13. Page 2, line 7.

Following: "vehicle of"

Strike: "8,000"

Insert: "10,000"

14. Page 2, line 8.

Following: "fuels"

Insert: "or alternate fuels"

15. Page 2, line 15.

Following: line 14

Insert: "or alternate fuels"

16. Page 3, line 4.

Following: "fuel"

Insert: "or alternate fuel"

17. Page 3, line 6.

Following: "to"

Strike: "special"

Insert: "alternate"

18. Page 3, line 7.

Following: "of"

Strike: "special"

Insert: "alternate"

19. Page 3, line 11.

Following: "displays a"

Strike: "fee-in-lieu-of-special-fuels-tax"

20. Page 3, line 12.

Following: line 11

Insert: "issued pursuant to subsection (1)"

21. Page 3, line 14.

Following: "fuel"

Insert: "or alternate fuel"

22. Page 3, line 16.

Following: "fuels"

Insert: "or alternate fuels"

23. Page 3, line 22.

Following: line 21

Insert: "(1) "Alternate fuel" means liquified petroleum gas, compressed natural gas, hydrogen, and electricity when actually sold for use or used in motor vehicles propelled upon the public roads and highways or streets within the state of Montana."

Renumber: subsequent subsections

24. Page 3, line 23.

Following: "by"

Insert: "an alternate fuel dealer or"

25. Page 4, line 4.

Following: "such"

Insert: "alternate fuel dealer or"

26. Page 4, line 6.

Following: "by"

Insert: "an alternate fuel dealer or"

27. Page 5, line 10.

Following: "~~except~~"

Strike: "including"

Insert: "except"

28. Page 5, line 11.

Following: "gas"

Strike: ", and compressed natural gas"

29. Page 6, line 21.

Following: line 20

Strike: "8,000"

Insert: "10,000"

30. Page 7, line 10.

Following: "of"
 Strike: "8,000"
 Insert: "10,000"

31. Page 7, line 15.
 Following: "vehicle of"
 Strike: "8,000"
 Insert: "10,000"

32. Page 8, line 11 through line 5, page 9.
 Strike: section 4 in its entirety
 Renumber: subsequent sections

33. Page 10.
 Following: line 5
 Insert: "Section 5. Section 15-71-101, MCA, is amended to read:

"15-71-101. Tax to be collected on motor vehicles self-propelled by ~~a liquefied petroleum gas~~ alternate fuels. (1) The department of highways shall, under the rules issued by the department of revenue, collect or cause to be collected from owners or operators of motor vehicles powered by any ~~liquefied petroleum gas~~ alternate fuel an annual license tax fee on each such vehicle, which license tax fee is prorated on a quarterly basis and may be paid quarterly, semiannually, or annually according to the following schedule:

(a) ~~passenger cars and pickups whose licensed gross vehicle weight is 10,000 pounds or less, \$60;~~

(b) ~~(a)~~ motor trucks and truck tractors whose licensed gross vehicle weight is over 10,000 pounds and less than 18,000 pounds, ~~\$80~~ \$110;

(c) ~~(b)~~ motor trucks and truck tractors whose licensed gross vehicle weight is 18,000 pounds or more and less than 48,000 pounds, ~~\$200~~ \$270; and

(d) ~~(c)~~ motor trucks and truck tractors whose licensed gross vehicle weight is 48,000 pounds or more, ~~\$1,000~~ \$1,330.

(2) Upon payment of the tax required by this section, the department of highways shall provide a certificate to be carried in each vehicle, which is valid for a period no less than a calendar quarter or for such further calendar period for which the tax is paid.

(3) The United States, Montana, and all other states, and the counties, incorporated cities and towns, and school districts of this state are exempt from the levy and imposition of this tax."

Section 6. Section 15-71-102, MCA, is amended to read:

"15-71-102. Temporary trip permit required. (1) Upon entering the state, a nonresident operating any motor vehicle powered by ~~liquefied petroleum gas~~ alternate fuel is required to purchase a ~~liquid petroleum gas~~ an alternate fuel temporary trip permit. The permits will be issued by scale house personnel, gross vehicle weight patrol crews, Montana highway patrolmen, alternate fuel dealers under rules and bonds prescribed by the department, and such other enforcing agents as the department of revenue may prescribe.

(2) A temporary ~~liquid petroleum gas~~ alternate fuel permit for a vehicle whose licensed gross vehicle weight is 10,000 pounds or less shall cost \$20. The permit is valid for a period of time not to exceed

72 hours and will be automatically void if the vehicle leaves the state during this period 30 days.

(3) A temporary alternate fuel permit for a vehicle whose licensed gross vehicle weight exceeds 10,000 pounds shall cost \$30. The permit is valid for a period of time not to exceed 72 hours and will be automatically void if the vehicle leaves the state during this period.

(4) Special liquid petroleum gas alternate fuel permits, remittance forms, and any other papers necessary for the enforcement of this chapter shall be furnished by the department of highways.”

34. Page 10, lines 6 and 7.

Strike: section 6 in its entirety

Renumber: subsequent sections

35. Page 10, line 10.

Following: “70,”

Strike: “part 3,”

36. Page 10, line 11.

Following: “70,”

Strike: “part 3,”

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/8/83

SB 127, third reading copy, be amended as follows:

1. Page 1, line 22.

Strike: “patrolmen”

Insert: “patrolman”

2. Page 5, line 6.

Strike: “MANPOWER”

Insert: “personnel”

And, as amended, be concurred in. Report adopted.

SJR 15, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/7/83

SB 161, third reading copy, be amended as follows:

1. Page 3, line 7.

Strike: “14”

Insert: “15”

2. Page 4, line 2.

Strike: “four”

Insert: “five”

3. Page 4, line 6.

Strike: “and”

4. Page 4, line 8.

Following: “engineers”

Insert: “, and the holder of a license issued for the Flathead Project under the Federal Power Act”

And, as amended, be concurred in. Report adopted.

TAXATION (Neuman, Vice-Chairman):

3/7/83

SB 72, third reading copy, be amended as follows:

1. Page 7, line 4.

Following: "(4)"

Strike: "The 10% penalty"

Insert: "Penalties"

2. Page 7, line 6.

Following: "15-38-105"

Insert: "or the failure to pay the tax required by 15-38-106"

And, as amended, be concurred in. Report adopted.

SB 146, be concurred in. Report adopted.

Adverse Committee Reports

SB 143 - Representative Williams moved that the adverse committee report on SB 143 be adopted. Motion carried as follows:

Ayes: Addy, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Smith, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Bachini, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hammond, Hannah, Hanson, Jacobsen, Jones, Keyser, Kitselman, Manuel, Peck, Sales, Schultz, Seifert, Solberg, Spaeth, Stobie, Thoft, Underdal, Vinger, Winslow.

Total 27

Excused: None.

Total 0

Absent or not voting: Abrams, Asay, Brand, Harper, Menahan.

Total 5

SB 154 - Representative Williams moved that the adverse committee report on SB 154 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Devlin, Ellerd, Fagg, Jacobsen, R. Jensen, Jones, Kitselman, Peck, Pistoria, Ryan, Sales, Sands, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 22

Excused: None.

Total 0

Absent or not voting: Abrams, Brand, Ellison, Menahan.
Total 4

MESSAGES FROM THE OTHER HOUSE

House bills not concurred in and returned to the House: 3/7/83

HB 33, introduced by Kitselman

HB 589, introduced by Schye

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/7/83

HB 18, introduced by Harrington, Dozier, Daily, et al.

HB 36, introduced by Stobie

HB 47, introduced by Schultz

HB 92, introduced by Stobie, Daily, Schultz, et al.

HB 119, introduced by Mueller, Keyser, Darko, et al.

HB 150, introduced by Peck, Swift, Hart, et al.

HB 452, introduced by Kitselman, Nordtvedt

HB 488, introduced by House Highways and Transportation Committee

House bills concurred in and returned to the House: 3/7/83

HB 152, introduced by Kitselman

HB 167, introduced by Sands

HB 173, introduced by Smith, Jones, Harp, et al.

HB 205, introduced by Fabrega, Harp, Thomas

HB 214, introduced by Howe

HB 216, introduced by Eudaily

HB 276, introduced by Hansen

HB 287, introduced by Harper

HB 289, introduced by Pistoria, Manning

HB 353, introduced by Shontz, Abrams, Etchart

HB 487, introduced by O'Connell

HB 520, introduced by Roush, Winslow, Elliott

HB 630, introduced by Donaldson

HJR 2, introduced by Winslow

HJR 15, introduced by Spaeth

House amendments to Senate bills concurred in: 3/7/83

SB 45, introduced by Stimatz

SB 82, introduced by Lynch, Jacobson, Stimatz, et al.

SB 326, introduced by Blaylock, McCallum, Towe, et al.

The Senate, on 3/7/83, failed to concur in House amendments to SB 48 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 48.

The President appointed the following members:

Senator Story, Chairman
 Senator Towe
 Senator Tveit

MOTIONS

Representative Pistoria moved that the House request the return of SB 258 from the Senate for further consideration. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, McCormick, Marks, Manuel, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki.
 Total 61

Noes: Addy, Bachini, Bardanouve, Darko, Driscoll, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, J. Jensen, R. Jensen, Kadas, Keenan, Lory, Lybeck, McBride, Menahan, Metcalf, Neuman, Peck, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Mr. Speaker.
 Total 37

Excused: None.
 Total 0

Absent or not voting: Brand, Daily.
 Total 2

Representative Pavlovich moved that the House request the return of SB 133 from the Senate for further consideration. Motion failed. (46-52)

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Jones in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Abrams and Harper excused at this time.

HB 631 - That HB 631 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert,

Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bachini, Bardanouve, Donaldson, Farris, Hansen, Hart, Kadas, Kemmis, McBride, Manuel, Neuman, Nisbet, Peck, Quilici, Roush, Schye, Shontz, Spaeth, Waldron.

Total 19

Excused: Abrams, Harper.

Total 2

Absent or not voting: None.

Total 0

SB 196 - Representative Pistoria moved that SB 196, third reading copy, be amended. Representative Pistoria withdrew his amendment. Representative Addy moved that SB 196 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sands, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Brand, Donaldson, Ellerd, Fagg, Hand, Harp, Hemstad, R. Jensen, Koehnke, Mueller, Neuman, Nordtvedt, Pistoria, Ryan, Sales, Saunders, Schultz, Smith, Solberg, Stobie, Thoft, Underdal.

Total 22

Excused: Abrams, Harper.

Total 2

Absent or not voting: Hansen, Harrington, Iverson, Kadas, Quilici.

Total 5

SB 12 - That SB 12 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Bliss, Brand, D. Brown, Curtiss, Hannah, Nordtvedt, Ramirez, Ryan, Stobie, Thoft.

Total 11

Excused: Abrams, Harper.

Total 2

Absent or not voting: J. Jensen, Kadas.

Total 2

SB 128 - That SB 128 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Abrams, Harper.

Total 2

Absent or not voting: Bardanouve, Harrington, Manuel, Spaeth.

Total 4

SB 169 - That SB 169 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Driscoll.

Total 1

Excused: Abrams, Harper.

Total 2

Absent or not voting: D. Brown, Fagg, Marks.

Total 3

SB 350 - That SB 350 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Sales.

Total 1

Excused: Abrams, Harper.

Total 2

Absent or not voting: Bardanouve, Fagg, Menahan.

Total 3

SB 355 - That SB 355 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Abrams, Harper.

Total 2

Absent or not voting: Asay, Bardanouve, McCormick, Nordtvedt.

Total 4

Representative Harper present at this time.

SB 356 - That SB 356 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, R. Jensen, Koehnke, McCormick, Manuel, Nordtvedt, Phillips, Ryan, Sales, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 29

Excused: Abrams.

Total 1

Absent or not voting: Daily.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Jones moved the adoption of the committee report. Report adopted. (97-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 61 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Abrams.

Total 1

Absent or not voting: Bengtson.

Total 1

SB 67 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand, Daily, Driscoll, Farris, Hammond, Hart, J. Jensen, Marks, Ream, Shontz, Spaeth, Veleber.

Total 12

Excused: Abrams.

Total 1

Absent or not voting: Ellison.

Total 1

SB 73 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Bliss.

Total 1

Excused: Abrams.

Total 1

Absent or not voting: Hansen.

Total 1

SB 110 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: D. Brown, Jacobsen, Jones.

Total 3

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 132 concurred in as follows:

Ayes: Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bachini, Bardanouve, Brand, Koehnke, Peck, Seifert, Thoft.

Total 7

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 141 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Sales, Shontz.

Total 2

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 148 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: J. Jensen, Peck, Ream, Sales, Schye, Shontz, Spaeth, Mr. Speaker.

Total 8

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 149 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 153 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Nordtvedt, Seifert.

Total 2

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 163 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 168 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 177 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Dozier, Driscoll, Peck.

Total 4

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SB 189 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 97

Noes: D. Brown.
Total 1

Excused: Abrams.
Total 1

Absent or not voting: Fagg.
Total 1

SB 218 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: Abrams.
Total 1

Absent or not voting: None.
Total 0

SB 321 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 96

Noes: Harp, Peck, Mr. Speaker.

Total 3

Excused: Abrams.

Total 1

Absent or not voting: None.

Total 0

SJR 4 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand, Hannah, Sales.

Total 3

Excused: Abrams.

Total 1

Absent or not voting: Schultz.

Total 1

MOTIONS

Representative Keyser moved that his vote on SB 132, third reading this day, be recorded as yes. Motion carried.

Representative Hammond moved that his vote on SB 141, third reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 9, 1983.

Motion carried.

House adjourned at 5:28 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-FOURTH LEGISLATIVE DAY

Helena, Montana
March 9, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bergene, Shontz, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifty-third legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/9/83

Correctly printed: HB 17.

Considered correctly engrossed: HB 631.

Correctly enrolled: HB 7, HB 46, HB 59, HB 73, HB 85, HB 138, HB 159, HB 214, HB 216, HB 233, HB 289, HB 355, HB 432, HB 630, HJR 17.

Examined by the sponsor (Harper) and found to be correct: HB 39.

3/8/83

Examined by the sponsor (Bertelsen) and found to be correct: HB 85.

3/9/83

Examined by the sponsor (Eudaily) and found to be correct: HB 216, HB 138.

Examined by the sponsor (Ellison) and found to be correct: HB 159.

Examined by the sponsor (Sands) and found to be correct: HB 355.

Examined by the sponsor (Kitselman) and found to be correct: HB 233.

Examined by the sponsor (Devlin) and found to be correct: HB 432.

Examined by the sponsor (Harp) and found to be correct: HB 7.

Examined by the sponsor (Donaldson) and found to be correct: HB 630.

Signed by the Speaker at 8:36 a.m., 3/9/83: HB 39.

Delivered to the Governor for his approval at 11:11 a.m., 3/9/83: HB 39.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/9/83

SB 420, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman): 3/9/83

SB 195, be concurred in. Report adopted.

SB 236, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

3/7/83

HB 800, introduced bill, be amended as follows:

1. Title, lines 5 and 6.

Strike: "STATE LANDS"

Insert: "LABOR AND INDUSTRY"

2. Page 2, line 18.

Strike: "7"

Insert: "10"

3. Page 2, line 20.

Following: line 19

Insert: "(1) "Commissioner" means the commissioner of labor and industry as provided in 2-15-1701."

Renumber: subsequent subsections

4. Page 3, line 2.

Following: line 1

Insert: "(4) "Department" means the department of labor and industry as provided for in 2-15-1701.

(5) "Supervisor" means a person in charge of corpsmembers and corpsmember leaders at residential and nonresidential youth conservation corps centers."

5. Page 3, line 4.

Strike: "of state lands"

6. Page 3, line 11.

Strike: "of state lands"

7. Page 3, line 14.

Strike: "of state lands"

8. Page 3, line 16.

Strike: "and"

Insert: ", "

Following: "leaders"

Insert: ", and supervisors"

9. Page 3, line 20.

Strike: ".,"

Insert: ". At least one supervisor shall oversee each residential and nonresidential center."

10. Page 4, line 2.

Following: "(5)"

Insert: "establish an application procedure and"

11. Page 4, line 11.

Strike: "July"

Insert: "December"

12. Page 5, line 22.

Strike: "and"

13. Page 5, line 24.

Following: "disasters"

Insert: "; and (o) cleanup of litter and other debris in public recreation areas, fishing access sites, and campsites"

14. Page 5, line 25.

Strike: "May 15"

Insert: "June 10"

15. Page 6, line 1.

Strike: "September 15"

Insert: "August 31"

16. Page 6.

Following: line 1

Insert: "Section 5. Protection of regular employees. A work project established under [section 3] may not:

(1) be used to reduce the number of regular hours, wages, or employment benefits of or displace an individual who is employed,

either directly or under a contract with a private contractor, by the employing agency;

(2) result in the replacement of a regular employee who is in a lay-off status and who customarily occupies the same or a substantially equivalent job within the employing agency;

(3) impair an existing contract for services.

Section 6. Grievance procedure. An individual, labor organization, or business claiming to be aggrieved by a violation of [section 5] may file a complaint with the department. The department shall establish a grievance procedure for hearing such grievances that is substantially similar to the procedure established under the federal Job Training Partnership Act, 29 U.S.C. 1554."

Renumber: subsequent sections

17. Page 6, line 4.

Strike: "be"

18. Page 6, line 5.

Following: "(a)"

Insert: "be"

19. Page 6, line 6.

Following: "(b)"

Insert: "be"

20. Page 6, line 7.

Strike: "not" through "age"

Insert: "have completed grade 9 but not yet begun grade 12"

21. Page 6, line 12.

Strike: "19" through "21"

Insert: "18"

22. Page 6.

Following: line 12

Insert: "(3) To the extent practicable, the program shall consist of equal numbers of male and female corpsmembers."

23. Page 6, lines 17 through 19.

Strike: "two" on line 17 through "]" on line 19

Insert: "one season"

24. Page 7.

Following: line 6

Insert: "Section 10. Union concurrence and consultation. Prior to commencement of a work project, the employing agency:

(1) shall consult with appropriate labor organizations representing the same occupation in the geographical area in the planning, design, and content of the work project with respect to job descriptions, training standards and arrangements, safety requirements, and protection of all current employees in the public and private sector; and

(2) must, for jobs under the project that are covered by a collective bargaining agreement, receive written concurrence from the appropriate labor organization."

Renumber: subsequent sections

25. Page 7, lines 8 and 9.

Strike: "state lands"

Insert: "labor and industry"

26. Page 7.

Following: line 10

Insert: "Section 12. Appointment of initial director. The governor shall appoint the first director under [this act] not later than June 30, 1983."

Renumber: subsequent sections

27. Page 7.

Strike: lines 11 through 14 in their entirety

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 800

A statement of intent is required for this bill because, in section 3, the executive director of the Youth Conservation Corps, in cooperation with the Commissioner of Labor and Industry, is given the responsibility of adopting rules for:

(1) the recruitment and employment of corpsmembers and corpsmember leaders; and

(2) a corpsmember code of conduct and a corpsmember grievance procedure.

In adopting rules, the executive director must conform to the purpose of implementation of a program, through labor-intensive projects normally subject to completion in a single working session, to maintain, protect, and conserve the resources of the state's public lands (including parks, rangelands, forests, wildlife habitat, fisheries, soils, and waters) for continued economic productivity and scenic beauty while providing an earning and learning opportunity for youth of this state who might otherwise be deprived of the benefits of income and of work experience.

The rules adopted must provide for reasonable minimum mental and physical qualifications of a corpsmember to perform the required tasks without hazard to the individual or his or her co-workers and with the normal diligence and attention to duty necessary to satisfactory completion of assigned tasks within the allotted time frame.

HB 899, introduced bill, be amended as follows:

1. Page 2, line 5.

Strike: "no such"

Insert: "general labor-management"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

3/8/83

HB 706, second reading copy, be amended as follows:

1. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 1, line 19.

Following: "CALCULATED"

Insert: ". However,"

3. Page 1, lines 19 and 20.

Following: "TO

Strike: line 19 through "ROYALTIES," on line 20

Insert: "royalties paid to the government of the United States, the state of Montana, or a federally recognized Indian tribe,"

4. Page 1, lines 21 and 22.

Following: "(A)" on line 21

Strike: line 21 through "1985" on line 22

Insert: "for quarterly periods ending on and after September 30, 1984"

5. Page 1, line 23.

Following: "SUCH"

Insert: "federal, state, and tribal government"

6. Page 1, line 25 through line 1, page 2.

Following: "(B)" on line 25

Strike: line 25 through "1986" on line 1, page 2

Insert: "for quarterly periods ending on and after September 30, 1985"

7. Page 2, line 2.

Following: "SUCH"

Insert: "federal, state, and tribal government"

8. Page 2, lines 4 and 5.

Following: "(C)" on line 4

Strike: line 4 through "1987" on line 5

Insert: "for quarterly periods ending on and after September 30, 1986"

9. Page 2, line 6.

Following: "SUCH"

Insert: "federal, state, and tribal government"

10. Page 2, line 8.

Following: "(D)"

Strike: line 8 through "THEREAFTER"

Insert: "for quarterly period ending on and after September 30, 1987"

11. Page 3, line 4.

Following: "82-4-203."

Insert: "Section 2. Effective date. This act is effective July 1, 1984."

12. House Committee of the Whole amendments, dated 3/4/83.

Strike: amendments 1 and 2

And, as amended, do pass. Report adopted.

HB 779, introduced bill, be amended as follows:

3/9/83

1. Page 7, line 3.

Strike: "\$5"

Insert: "\$7"

And, as amended, do pass. Report adopted.

HB 780, do pass. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

3/9/83

HB 860, do not pass.

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 3/8/83

HB 158, introduced by Bergene

The Senate, on 3/8/83, acceded to the request of the House for the return of SB 258, introduced by Thomas, Lee, Shaw, et al., and is returning said bill to the House for further consideration.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/8/83

HB 225, introduced by Asay, Norman

HB 259, introduced by Ramirez, Vincent

HB 486, introduced by Spaeth, Ellison, Holliday, et al.

HB 557, introduced by Sands

House bills concurred in and returned to the House: 3/8/83

HB 14, introduced by Vincent

HB 78, introduced by Harper, Fuller, Lory, et al.

HB 142, introduced by Harper

HB 227, introduced by Yardley, Dozier, Williams, et al.

HB 268, introduced by McBride, Jacobsen

HB 304, introduced by Mueller

HB 346, introduced by Keenan, Metcalf, Dozier

HB 417, introduced by Metcalf, Hazelbaker

HB 423, introduced by Schultz, Ellison, Ernst, et al.

HB 481, introduced by Phillips, Underdal, Roush, et al.

HB 559, introduced by Phillips

The Senate, on 3/8/83, failed to concur in House amendments to SB 69 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 69.

The President appointed the following members:

Senator Aklestad, Chairman

Senator Crippen

Senator Fuller

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 48. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 69. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 901, introduced by Donaldson, (By Request of the Department of Administration). Referred to Committee on Appropriations.

HJR 34, introduced by Roush, Jacobsen, Holliday, Spaeth, Saunders, Koehnke, Lybeck, Bachini, Ernst, Hanson, Howe, Graham, Zabrocki, Thoft, Schultz, Bliss, Underdal, Ryan, R. Jensen, Devlin, Boylan, Abrams, Ochsner, Bengtson, Galt, Kolstad, Conover, Peck, Aklestad, Neuman, Donaldson, Bardanouve, Lane, Manuel, Shontz, Iverson, Hemstad, Schye, Menahan, Marks, Kennerly, Ellerd, Switzer. Referred to Committee on Agriculture, Livestock and Irrigation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Holliday in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Harrington in the Chair.

SB 369 - That SB 369 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Bachini, Connelly, Peck.

Total 3

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Kemmis, Neuman.

Total 2

Representative Holliday in the Chair.

SJR 18 - That SJR 18 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke,

Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Bliss, Brand, Dozier, Driscoll, Manuel, Sands, Underdal, Waldron, Wallin.

Total 9

HB 122 - That Senate amendments to HB 122 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Brand, Dozier, Stobie, Waldron.

Total 4

SB 22 - That SB 22 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Curtiss, Hanson, Jacobsen, Jones, Kennerly, Roush, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Vinger.

Total 13

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Nordtvedt, Sales.

Total 2

SB 146 - That SB 146 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Fagg, Hansen, Harrington, Marks, Vinger.

Total 5

SB 180 - That SB 180 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Lory.

Total 1

SB 212 - That SB 212 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: D. Brown, Ellison, Marks, Seifert.

Total 4

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Dozier, Harrington.

Total 2

SB 239 - That SB 239 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Marks, Schye.

Total 2

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Bardanouve, D. Brown, Donaldson, Dozier, Driscoll, Hannah, Hanson, Quilici, Stobie.

Total 9

SB 245 - That SB 245 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Driscoll, Hannah, McCormick.

Total 3

SB 430 - Representative Kadas moved that SB 430 be concurred in. Representative Kemmis made a substitute motion that consideration on SB 430 be passed for the day. The substitute motion carried.

SJR 15 - That SJR 15 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Sales.

Total 1

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Donaldson, Marks, Manuel, Stobie, Vinger.

Total 5

HB 18 - That Senate amendments to HB 18 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Fabrega, Hanson, R. Jensen, Manuel, Schultz, Williams.

Total 6

HB 36 - That Senate amendments to HB 36 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Bardanouve, Bertelsen, R. Jensen, Jones, Manuel, Smith, Williams.

Total 7

HB 47 - That Senate amendments to HB 47 be concurred in. Motion failed as follows:

Ayes: Asay, Bachini, Bardanouve, Bliss, Brand, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Eudaily, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, R. Jensen, Keyser, Lybeck, Marks, Miller, Mueller, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Williams, Winslow.

Total 42

Noes: Abrams, Addy, Bengtson, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Driscoll, Ellison, Ernst, Fabrega, Farris, Hammond, Harper, Hart, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Ream, Roush, Schye, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 48

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Dozier, Fagg, Hansen, Harrington, Manuel, Pistoria, Seifert, Smith.

Total 8

That Senate amendments to HB 47 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hanson, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ream, Roush, Saunders, Schultz, Schye, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Bachini, Curtiss, Daily, Ellerd, Hannah, Harp, Holliday, R. Jensen, Lybeck, Marks, Mueller, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Solberg, Thoft, Vinger.

Total 20

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Dozier, Fagg, Hansen, Harrington, Manuel, Seifert, Smith.

Total 7

HB 92 - That Senate amendments to HB 92 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Addy, D. Brown, Darko, Hannah, Jacobsen, J. Jensen, Sands, Saunders, Schye, Spaeth, Switzer.

Total 11

Excused: Bergene, Shontz.

Total 2

Absent or not voting: Fagg, Harrington, Manuel, Smith.

Total 4

HB 119 - That Senate amendments to HB 119 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Bergene, Shontz.

Total 2

Absent or not voting: R. Jensen, Manuel, Smith.

Total 3

Representative Bergene present at this time.

HB 150 - Representative Peck moved that Senate amendments to HB 150 be concurred in. Representative Marks made a substitute motion that Senate amendments to HB 150 be not concurred in. The substitute motion carried as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow.

Total 59

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Darko, Farris, Hammond, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Peck, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Waldron, Zabrocki.

Total 36

Excused: Shontz.

Total 1

Absent or not voting: Curtiss, Driscoll, R. Jensen, Yardley.

Total 4

HB 452 - Representative Daily moved that Senate amendments to HB 452 be concurred in. Representative Ellerd made a substitute motion that consideration on Senate amendments to HB 452 be passed for the day. The substitute motion carried.

HB 488 - That Senate amendments to HB 488 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Asay, Ellison, Hemstad, Keyser, Koehnke, Nordtvedt, Waldron.

Total 7

Excused: Shontz.

Total 1

Absent or not voting: Bliss, Driscoll, Fagg, R. Jensen, Lory, Marks, Winslow.

Total 7

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the

Chair. Chairman Holliday moved that the committee of the whole report be deemed read. Motion carried. Chairman Holliday moved the adoption of the committee report. Report adopted. (93-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 12 concurred in as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Addy, Asay, Bachini, Bliss, Brand, Ellison, Hannah, Harp, Peck, Ramirez, Ryan, Sales, Stobie, Thoft.

Total 14

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 128 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 169 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 196 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Schye, Seifert, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Compton, Ellerd, Fagg, Hanson, Harp, Keyser, Koehnke, Mueller, Nordtvedt, Pistoria, Ryan, Sales, Saunders, Schultz, Smith, Solberg, Stobie, Thoft, Underdal.

Total 19

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 350 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 355 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Driscoll, R. Jensen.

Total 2

SB 356 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Asay, Curtiss, Devlin, Ellerd, Ernst, Hannah, Hanson, Harp, Jacobsen, Jones, Koehnke, Manuel, Phillips, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 24

Excused: Shontz.

Total 1

Absent or not voting: Driscoll.

Total 1

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee

from the Senate to confer on Senate amendments to HB 47. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 119. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 150. Motion carried.

Representative D. Brown moved that his vote on SB 196, third reading this day, be recorded as yes. Motion carried.

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 48:

Brand, Chairman
Driscoll
Mueller

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 69:

Driscoll, Chairman
Addy
Thoft

Representative Vincent moved that the House adjourn until 3:00 p.m., March 10, 1983.

Motion carried.

House adjourned at 5:40 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-FIFTH LEGISLATIVE DAY

Helena, Montana
March 10, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Jones, Neuman, Ramirez, Roush, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifty-fourth legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/9/83
Correctly enrolled: HB 152, HB 173, HB 205, HB 276, HB 287,
HB 353, HB 487, HB 520, HJR 2, HJR 15.

BILLS (J. Brown, Vice-Chairman): 3/9/83
Correctly printed: HB 706.
Correctly printed: HB 779, HB 780, HB 800, HB 899. 3/10/83
Correctly enrolled: HB 14, HB 78, HB 167, HB 268, HB 481, HB 559.
Examined by the sponsor (Fabrega) and found to be correct: HB 205.

3/9/83
Examined by the sponsor (O'Connell) and found to be correct: HB 487.
Examined by the sponsor (Schultz) and found to be correct: HB 73.
Examined by the sponsor (Stobie) and found to be correct: HB 46.
Examined by the sponsor (Harper) and found to be correct: HB 59,
HB 78, HB 287.

Examined by the sponsor (Pistoria) and found to be correct: HB 289.
Examined by the sponsor (Howe) and found to be correct: HB 214.
Examined by the sponsor (Menahan) and found to be correct: HB 17.
Examined by the sponsor (Kitselman) and found to be correct: HB 152.
Examined by the sponsor (Roush) and found to be correct: HB 520.
Examined by the sponsor (Smith) and found to be correct: HB 173.
Examined by the sponsor (Hansen) and found to be correct: HB 276.
Examined by the sponsor (Winslow) and found to be correct: HJR 2.
Examined by the sponsor (Spaeth) and found to be correct: HJR 15.
Examined by the sponsor (Shontz) and found to be correct: HB 353.
Examined by the sponsor (McBride) and found to be correct: HB 268.

3/10/83
Examined by the sponsor (Phillips) and found to be correct: HB 481,
HB 559.

Examined by the sponsor (Sands) and found to be correct: HB 167.
Signed by the Speaker at 4:12 p.m., 3/9/83: HB 7, HB 46, HB 59,
HB 73, HB 85, HB 138, HB 159, HB 214, HB 216, HB 233,
HB 289, HB 355, HB 432, HB 630, HJR 17, SB 35, SB 122,
SB 144, SB 156, SB 205.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman): 3/10/83

Recommend that at the close of business March 9, 1983, the following
employment be terminated:

Tracy Walsh.....Page

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 3/9/83

SB 158, be concurred in. Report adopted.

SB 308, be concurred in. Report adopted.

SB 445, third reading copy, be amended as follows:

1. Title, line 8.

Strike: "PAROCHIAL OR CHURCH"

Insert: "NONPUBLIC OR HOME"

2. Title, lines 12 through 15.

Strike: "THAT" on line 12 through "AND" on line 15

3. Title, line 15.

Following: "THAT"

Insert: ", FOR STUDENTS IN HOME SCHOOLS,"

4. Title, line 17.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

5. Page 2, lines 12 through 17.

Strike: subsection (a) in its entirety

Re-number: subsequent subsections

6. Page 3, line 10.

Strike: "private"

Insert: "nonpublic"

7. Page 3, line 11.

Strike: "[section 2(2)]"

Insert: "[section 2]"

8. Page 3, line 12.

Following: "subsection"

Strike: "(g)"

Insert: "(f)"

9. Page 3, line 13.

Following: "residence"

Insert: "and a nonpublic school includes a parochial, church, religious, or private school"

10. Page 3, line 24.

Strike: "(1)"

11. Page 4, line 1.

Strike: "parochial or church"

Insert: "nonpublic or home"

12. Page 4, line 2.

Strike: "(a)"

Insert: "(1)"

13. Page 4, line 5.

Strike: "(b)"

Insert: "(2)"

14. Page 4, line 7.

Strike: "(c)"

Insert: "(3)"

15. Page 4, line 8.

Following: "regulations;"

Strike: "and"

16. Page 4, line 9.

Strike: "(d)"

Insert: "(4)"

17. Page 4, line 11.

Following: "20-7-111"

Strike: "."

Insert: "; and"

18. Page 4.

Strike: lines 12 through 16 in their entirety

19. Page 4, line 17.

Strike: "(b)"

Insert: "(5) in the case of home schools,"

20. Page 4, line 18.

Following: "school"

Strike: "; and"

21. Page 4, lines 19 and 20.

Strike: line 19 through "20-7-111" on line 20

22. Page 4, line 24.

Following: line 23

Insert: "NEW SECTION. Section 4. Effective date. This act is effective July 1, 1983."

And, as amended, be concurred in. Report adopted.

SJR 21, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/8/83

SB 70, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/10/83

SB 4, be concurred in. Report adopted.

SB 226, be concurred in. Report adopted.

SB 352, be concurred in. Report adopted.

SB 409, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/9/83

SB 101, third reading copy, be amended as follows:

1. Page 9, line 3.

Strike: "2-day"

Insert: "5-day"

And, as amended, be concurred in. Report adopted.

SB 291, be concurred in. Report adopted.

SB 349, third reading copy, be amended as follows:

1. Page 2, lines 7 and 8.

Strike: "for like periods"

And, as amended, be concurred in. Report adopted.

SB 400, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/9/83

SB 398, third reading copy, be amended as follows:

1. Title, line 8.

Following: "LICENSE"

Insert: “;”

2. Page 4, line 10.

Following: “licenses”

Insert: “— fees”

3. Page 5.

Following: line 16

Insert: “(3) If a holder of a license for any class within a field of contracting applies for another license for the same class but within a different field of contracting, he shall pay a fee equal to 25% of the fee for the appropriate class of license as provided in subsection (2) to be licensed in the additional field. If an applicant for a license for any class within a field of contracting at the same time applies for a license for the same class but within a different field of contracting, he shall pay the fee for the appropriate class of license as provided in subsection (2) to be licensed in one of the fields of contracting plus 25% of the fee for the same class to be licensed in the other field.”

And, as amended, be concurred in. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

SB 398

SB 398 transfers contractor licensing and rulemaking authority from the Department of Revenue to the Department of Commerce. It delegates new rulemaking authority in the form of defining fields of contracting.

It is the intention of the legislature that the Department of Commerce broadly define fields of contracting so as to minimize the need for additional licenses within the same class while at the same time ensuring similarity of expertise within fields of contracting.

It is the intention of the legislature that the Department of Commerce gather information as required by this chapter and use that information for the following purposes:

(1) to ensure that an applicant for license is minimally qualified in his field of contracting; and

(2) to ensure that the Department of Commerce has information necessary to assist the Department of Administration in prequalifying bidders on state projects on the basis of financial ratings as well as previous performance reviews.

SB 421, third reading copy, be amended as follows:

1. Page 3.

Following: line 9

Insert: “NEW SECTION. Section 4. Coordination instruction. If House Bill No. 629 is passed and approved, the year “1983” in section 3 of this act is changed to “1984”.”

And, as amended, be concurred in. Report adopted.

SB 422, third reading copy, be amended as follows:

1. Page 3, line 20.

Strike: “or”

2. Page 3, line 21.

Following: “corporation”

Insert: “, or trust company”

And, as amended, be concurred in. Report adopted.

SB 452, third reading copy, be amended as follows:

1. Title, line 7.

Following: “,”

Insert: “PROVIDING AN APPROPRIATION TO ADMINISTER THE PROGRAM;”

2. Page 4.

Following: line 14

Insert: “Section 8. Appropriation. There is appropriated to the department of administration from the general fund \$86,200 for the biennium ending June 30, 1985, for the purpose of implementing the citizens’ suggestion program authorized in this act.”

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 455, be concurred in. Report adopted.

Representatives Neuman and Roush present at this time.

Adverse Committee Report

HB 860 - Representative Yardley moved that the adverse committee report on HB 860 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O’Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Dozier, Driscoll, Harrington, Nilson, Waldron.

Total 6

Excused: Jones, Ramirez.

Total 2

Absent or not voting: Fabrega, Fagg, Winslow.

Total 3

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 10, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 307 and 347.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 3/9/83

HB 448, introduced by Bardanouve

House bills concurred in and returned to the House: 3/9/83

HB 123, introduced by Hart

HB 125, introduced by Hansen, Kemmis, Farris, et al.

HB 128, introduced by Schye, Metcalf

HB 141, introduced by Holliday, Galt, Quilici, et al.

HB 181, introduced by Hart

HB 223, introduced by Hammond, Mohar, Ream, et al.

HB 244, introduced by Fabrega, Christiaens

HB 255, introduced by Wallin, Ellison, Nordtvedt, et al.

HB 262, introduced by Schye, Menahan, J. Jensen

HB 265, introduced by McBride, Blaylock

HB 305, introduced by Harp, Smith, Jones, et al.

HB 333, introduced by Roush, Solberg, Switzer, et al.

HB 338, introduced by Fabrega, Metcalf, O'Connell, et al.

HB 339, introduced by Fabrega, Pavlovich, O'Connell, et al.

HB 433, introduced by Mueller, Darko, Keyser

HB 460, introduced by Manuel

HB 483, introduced by Spaeth

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Compton in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Neuman excused at this time.

HB 17 - That HB 17 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Hannah, Manuel, Sales, Sands, Wallin.

Total 5

Excused: Jones, Neuman, Ramirez.

Total 3

Absent or not voting: Eudaily.

Total 1

SB 72 - That SB 72 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Swift.

Total 1

Excused: Jones, Neuman, Ramirez.

Total 3

Absent or not voting: Underdal.

Total 1

SB 127 - That SB 127, third reading copy, be amended as follows:

1. Page 3, line 1.

Strike: "emotional,"

Following: "mental"

Strike: " "

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Stobie.

Total 1

Excused: Jones, Neuman, Ramirez.

Total 3

Absent or not voting: Dozier, Driscoll, Hannah, Kemmis, Kennerly, Shontz, Smith, Yardley.

Total 8

Representatives Neuman and Ramirez present at this time.

That SB 127, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Daily, Stobie.

Total 2

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Hansen.

Total 2

SB 161 - That SB 161 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: Sales, Stobie, Swift.

Total 3

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Donaldson, Marks, Winslow.

Total 4

Representative Lory excused at this time.

SB 195 - That SB 195 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Driscoll.

Total 1

Excused: Jones, Lory.

Total 2

Absent or not voting: Bardanouve, Donaldson, Marks, Waldron.

Total 4

SB 236 - That SB 236 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Driscoll, Kadas.

Total 2

Excused: Jones, Lory.

Total 2

Absent or not voting: Bardanouve, Donaldson, Eudaily, Marks.

Total 4

SB 420 - That SB 420 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 93

Noes: None.
Total 0

Excused: Jones, Lory.
Total 2

Absent or not voting: Bardanouve, Brand, Harrington, Schye, Solberg.
Total 5

Representative Roush excused at this time.

SB 423 - That SB 423 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.
Total 0

Excused: Jones, Lory, Roush.
Total 3

Absent or not voting: Brand, Harrington, Solberg.
Total 3

Representative Roush present at this time.

SB 430 - That SB 430, third reading copy, have the following statement of intent attached:

Statement of Intent
SB 430

A statement of intent is necessary for this bill because it grants additional rulemaking authority to the Public Service Commission. The legislature intends that the commission adopt rules further defining criteria for qualifying small power production facilities, including cost effectiveness and other standards. These rules should reflect the addition of cogeneration facilities as qualifying small power production facilities.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck,

McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Jones, Lory.

Total 2

Absent or not voting: Brand, D. Brown, Fagg, Harrington, Iverson, McBride, Marks, Sales, Waldron.

Total 9

Representative Neuman excused at this time.

That SB 430, third reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bardanouve, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Kemmis, Keyser, Kitselman, McCormick, Marks, Mueller, Nilson, Nordtvedt, Phillips, Pistoria, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 38

Noes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Peck, Ream, Roush, Ryan, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Excused: Jones, Lory, Neuman.

Total 3

Absent or not voting: Brand, Ernst, Harrington, Iverson, Quilici, Winslow.

Total 6

Representatives Lory and Neuman present at this time.

That SB 430, with attached statement of intent, be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, R. Jensen, Nordtvedt, Pistoria, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal.

Total 19

Excused: Jones.

Total 1

Absent or not voting: Bardanouve.

Total 1

Representative Ramirez excused at this time.

HB 225 - That Senate amendments to HB 225 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Jacobsen, Manuel, Nordtvedt, Sales.

Total 4

Excused: Jones, Ramirez.

Total 2

Absent or not voting: Bardanouve, Bergene, Fabrega, Hannah, Hansen, Iverson, Nilson, Winslow.

Total 8

Representative Ramirez present at this time.

HB 259 - That Senate amendments to HB 259 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Bardanouve, Bliss, Ellerd, Hannah, Harp, Jacobsen, Koehnke, Nordtvedt, Sales, Shontz, Solberg, Swift, Thoft, Vinger.

Total 14

Excused: Jones.

Total 1

Absent or not voting: Bengtson, Donaldson, Fabrega, Hansen, Iverson, Quilici, Yardley.

Total 7

HB 452 - That Senate amendments to HB 452 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Ellerd, Kemmis.

Total 2

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Bertelsen, Donaldson, Fabrega, Fagg, Hansen, Seifert, Thoft, Yardley.

Total 9

HB 486 - That Senate amendments to HB 486 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Fabrega, Fagg, Hansen, Winslow.

Total 5

HB 557 - That Senate amendments to HB 557 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman,

Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Daily, Fabrega, Hansen, Holliday, Winslow.

Total 6

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Compton moved the adoption of the committee report. Report adopted. (95-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 631 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bengtson, Donaldson, Farris, Harp, Harper, Hart, Kadas, Koehnke, McBride, Nisbet, Ream, Schye, Waldron, Mr. Speaker.

Total 14

Excused: Jones.

Total 1

Absent or not voting: Compton, Ellison, Shontz.

Total 3

SB 22 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Switzer,

Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 83

Noes: Curtiss, Devlin, Hanson, Jacobsen, Kennerly, Roush, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Underdal, Vinger.
Total 14

Excused: Jones.
Total 1

Absent or not voting: Compton, Shontz.
Total 2

SB 146 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 96

Noes: None.
Total 0

Excused: Jones.
Total 1

Absent or not voting: Compton, Ellison, Shontz.
Total 3

SB 180 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: J. Jensen.
Total 1

Excused: Jones.
Total 1

Absent or not voting: Compton, Ellison, Shontz.
Total 3

SB 212 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Marks, Seifert, Swift.

Total 3

Excused: Jones.

Total 1

Absent or not voting: Compton, Ellison.

Total 2

SB 239 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Compton, Ellison.

Total 2

SB 245 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift,

Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Compton, Ellison.

Total 3

SB 369 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Bachini, Peck.

Total 2

Excused: Jones.

Total 1

Absent or not voting: Ellison.

Total 1

SJR 15 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand.

Total 1

Excused: Jones.

Total 1

Absent or not voting: Ellison, Metcalf.

Total 2

SJR 18 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Ellison, Pavlovich.

Total 2

HB 18, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Jacobsen.

Total 1

Excused: Jones.

Total 1

Absent or not voting: Asay, Donaldson, Ellison.

Total 3

HB 36, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: D. Brown.

Total 1

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Ellison.

Total 2

HB 92, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Addy, D. Brown, Hannah, Marks, Ramirez, Sands.

Total 6

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Ellison.

Total 2

HB 122, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Ellison, Ream.

Total 3

HB 488, Senate amendments to statement of intent, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Peck.

Total 1

Excused: Jones.

Total 1

Absent or not voting: Bardanouve, Driscoll, Ellison, Hansen.

Total 4

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 150:

Representative Peck, Chairman

Representative D. Brown

Representative Iverson

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 47:

Representative Harper, Chairman

Representative Schultz

Representative Spaeth

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 119:

Representative Addy, Chairman

Representative Farris

Representative Mueller

The Senate, on 3/8/83, acceded to the request of the House and returned SB 258 for further consideration. SB 258 was reported out of committee with a "be not concurred in" recommendation. House members have 24 hours in which to raise objections.

MOTIONS

Representative Hansen moved that her vote on SJR 18, third reading this day, be recorded as yes. Motion carried.

Representative Pistoria moved that SB 258 be printed and placed on second reading on the 56th legislative day. The Speaker ruled the motion out of order. Representative Pistoria withdrew the motion.

Representative Howe moved that her vote on Senate amendments to HB 18, second reading this day, be recorded as yes. Motion carried.

Representative Ramirez moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 259. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 225. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 11, 1983.

Motion carried.

House adjourned at 5:26 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-SIXTH LEGISLATIVE DAY

Helena, Montana
March 11, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Ramirez, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/11/83

Considered correctly engrossed: HB 17.

Correctly enrolled: HB 116, HB 123, HB 142, HB 227, HB 255, HB 262, HB 265, HB 304, HB 305, HB 333, HB 339, HB 346, HB 417, HB 423.

Examined by the sponsor (Vincent) and found to be correct: HB 14.

3/10/83

Signed by the Speaker at 8:39 a.m., 3/11/83: HB 152, HB 173, HB 276, HB 287, HB 520, HJR 2, HJR 15.

Signed by the Speaker at 2:20 p.m., 3/11/83: HB 14, HB 78, HB 167, HB 268, HB 353, HB 481, HB 559, SB 11, SB 45, SB 79, SB 82, SB 88, SB 91, SB 100, SB 103, SB 121, SB 123.

Delivered to the Governor for his approval at 4:11 p.m., 3/10/83: HB 7, HB 46, HB 59, HB 73, HB 85, HB 138, HB 159, HB 214, HB 216, HB 233, HB 289, HB 355, HB 432, HB 630.

Delivered to the Secretary of State for his approval at 4:44 p.m., 3/10/83: HJR 17.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

3/11/83

Recommend that at the close of business March 11, 1983, the following employment be terminated:

Duke Reich.....	Page
Darlene Rule	Page

Recommend that at the close of business March 12, 1983, the following employment be terminated:

Andrew Mangels.....	Page
Sara Conklin	Page
Rene Andersen.....	Page
Marcia Karasek.....	Page

Recommend that at the beginning of business March 14, 1983, the following be employed:

Myrna Phipps	Page
Stephanie Perkins	Page
Kim Brown	Page
Maggie Schoonen.....	Page
Glenda Roush.....	Page
Dan Lemire	Page
Katherine Slezak	Page
Brian Novak.....	Page

APPROPRIATIONS (Bardanoue, Chairman):

3/10/83

HB 896, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/10/83

SB 117, be concurred in. Report adopted.**SB 353**, be concurred in. Report adopted.**SB 389**, be concurred in. Report adopted.**SB 432**, third reading copy, be amended as follows:

1. Page 1, line 24.

Following: "parts"

Insert: "sold by an automobile or truck dealer as defined in 61-1-314"

2. Page 2, line 10.

Following: "written"

Insert: "dealership"

3. Page 2, line 22.

Following: "part"

Insert: "carried on the most recent price list or catalog provided by the manufacturer or distributor and"

And, as amended, be concurred in. Report adopted.

FISH AND GAME (Nilson, Chairman):

3/10/83

SB 224, be concurred in. Report adopted.**SB 336**, third reading copy, be amended as follows:

1. Page 3, line 2.

Strike: "Penalties — jurisdiction"

Insert: "Penalty"

2. Page 3, line 22 through line 25, page 4.

Strike: "(1)"

Strike: "violating" through "terms" on line 13, page 4

Insert: "convicted of violating a provision of this part is punishable by a fine of not less than \$500 or more than \$1,000. In addition, the permit, if any, of such person must be revoked for such period as the court may determine"

And, as amended, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

3/10/83

SB 213, be concurred in. Report adopted.**SB 425**, be concurred in. Report adopted.**SB 453**, third reading copy, be amended as follows:

1. Title, line 11.

Strike: "IMMEDIATE"

2. Page 2, line 23.

Strike: "on passage and approval"

Insert: "July 1, 1983"

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

3/10/83

SB 19, be concurred in. Report adopted.**SB 87**, be concurred in. Report adopted.**SB 130**, be concurred in. Report adopted.**SB 332**, be concurred in. Report adopted.**STATE ADMINISTRATION (Brand, Chairman):**

3/10/83

SB 301, be concurred in. Report adopted.

SB 302, be concurred in. Report adopted.

SB 435, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/10/83

HB 446, introduced bill, be amended as follows:

1. Page 7, line 1.

Strike: "1.5%"

Insert: "1.438%"

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 446

A statement of intent is required for this bill because it delegates rulemaking authority to the Hard-Rock Mining Impact Board. Section 3 of the bill provides that the Board must adopt rules that provide a procedure for designating local government units and areas impacted by the cessation or reduction of mining activity.

The Legislature contemplates that the rules would:

(1) define the local government units "directly impacted" by the cessation or reduction of mining activity in a manner that considers the actual impact on local government units, regardless of their location, from such a cessation or reduction.

(2) consider, in providing such definition, factors such as the impact of a cessation or reduction upon an area's economy, labor force, and the continued provision of local government services.

(3) define a method for establishing the pro rata share of impact to designated local government units.

HB 717, introduced bill, be amended as follows:

1. Title, line 5.

Following: "PROCEEDS OF"

Insert: "CERTAIN"

2. Page 1, line 23.

Following: "(b)"

Strike: "Property"

Insert: "Except as provided in (2)(b)(ii), property"

3. Page 1, line 24.

Following: "~~100%~~"

Strike: "80%"

Insert: "100%"

4. Page 1, line 25.

Following: "by"

Insert: "15-23-603.

(ii) Miscellaneous mines, other than oil and gas mines, are taxed at 80% of their annual net proceeds after deducting the expenses specified and allowed by"

And, as amended, do pass. Report adopted.

SB 108, be concurred in. Report adopted.

SB 242, be concurred in. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

3/10/83

HB 31, do not pass.**HB 380**, do not pass.**HB 582**, do not pass.

SB 258 - Representatives McCormick, Pistoria, Ryan, Mueller, Solberg, Compton, Holliday, Bliss, Hand, Koehnke, Sales, Smith, O'Connell, Keyser, Seifert, D. Brown, Iverson, Daily, Dozier, and Jacobsen objected to the adverse committee report on SB 258, and requested that the bill be printed and placed on second reading.

3/11/83

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 11, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 39.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments and statement of intent:

3/10/83

HB 130, introduced by Stobie, Jensen, Lory, et al.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/10/83

HB 166, introduced by Miller

HB 266, introduced by Connelly, Lybeck, J. Brown, et al.

HB 615, introduced by Holliday, Abrams, Spaeth, et al.

House bills concurred in and returned to the House:

3/10/83

HB 110, introduced by House Education Committee

HB 402, introduced by House Fish and Game Committee

HB 657, introduced by Sands

HB 672, introduced by Kitselman, Marks, Quilici, J. Hammond

HJR 6, introduced by Kitselman, Quilici

MOTIONS

Representative Wallin moved that HB 17 be taken from enrolling and placed on second reading. Motion carried.

Representative Vincent moved that HB 1 be taken from the Select Committee on Economic Development and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that HB 800 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committee:

HB 902, introduced by Bardanouve, (By Request of the Department of Administration). Referred to Committee on Labor and Employment Relations.

HB 903, introduced by Fagg, J. Jensen, Saunders, Hannah, Sands, Ramirez, Driscoll, Dozier, Spaeth, Winslow, Kitselman, Ellison, Addy. Referred to Committee on Natural Resources.

HB 904, introduced by Driscoll. Referred to Committee on Labor and Employment Relations.

HB 905, introduced by Brand, Daniels. Referred to Committee on Appropriations.

HB 906, introduced by Fagg. Referred to Committee on Appropriations.

HB 907, introduced by Dozier. Referred to Committee on Appropriations.

HB 908, introduced by Harper, Bardanouve, Iverson, Vincent, Kemmis, Asay, Fabrega. Referred to Committee on Natural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Driscoll in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Neuman and Shontz excused at this time.

HB 706 - That HB 706 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 83

Noes: Brand, Connelly, Farris, Hansen, J. Jensen, Kadas, Kemmis, McBride, Metcalf, Nordtvedt, Vincent, Waldron.
Total 12

Excused: Neuman, Ramirez, Shontz.
Total 3

Absent or not voting: Lory, Schye.
Total 2

HB 779 - That HB 779 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Brand, Farris, Nilson, Phillips, Roush, Saunders, Schultz, Waldron.
Total 8

Excused: Neuman, Ramirez, Shontz.
Total 3

Absent or not voting: Dozier, Mueller.
Total 2

Representatives Neuman and Shontz present at this time.

HB 780 - That HB 780 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.
Total 88

Noes: D. Brown, Holliday, Jacobsen, Mueller, Nordtvedt, Wallin.
Total 6

Excused: Ramirez.
Total 1

Absent or not voting: Bardanouve, Donaldson, Harrington, Phillips, Winslow.
Total 5

HB 899 - That HB 899 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye,

Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Devlin, Jacobsen, Sales, Solberg, Vinger.

Total 5

Excused: Ramirez.

Total 1

Absent or not voting: Bardanouve, Donaldson, Fabrega, Lory, Stobie.

Total 5

SB 4 - That SB 4 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Donaldson, Fabrega, Howe, O'Connell, Smith.

Total 5

Representative Neuman excused at this time.

SB 70 - That SB 70 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Neuman, Ramirez.

Total 2

Absent or not voting: Donaldson, Fabrega, Marks, Nordtvedt, O'Connell.

Total 5

Representative Neuman present at this time.

SB 158 - That SB 158 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Hannah, Wallin.

Total 2

Excused: Ramirez.

Total 1

Absent or not voting: Manuel.

Total 1

Representative Shontz excused at this time.

SB 226 - That SB 226 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Ramirez, Shontz.

Total 2

Absent or not voting: Fagg.

Total 1

Representative Shontz present at this time.

SB 291 - That SB 291 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington,

Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Donaldson, Fagg, Farris, Hannah, Phillips, Quilici, Stobie, Vinger.

Total 8

SB 308 - That SB 308 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Jacobsen, Ryan, Stobie.

Total 3

Excused: Ramirez.

Total 1

Absent or not voting: Bardanouve, Donaldson, Hannah, Phillips, Seifert, Winslow.

Total 6

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Driscoll moved the adoption of the committee report. Report adopted. (94-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 72 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 92

Noes: Seifert, Stobie, Swift.

Total 3

Excused: Ramirez.

Total 1

Absent or not voting: Ellison, Marks, Winslow, Yardley.

Total 4

SB 127 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Stobie.

Total 1

Excused: Ramirez.

Total 1

Absent or not voting: None.

Total 0

SB 161 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Sales, Stobie.

Total 2

Excused: Ramirez.

Total 1

Absent or not voting: Hansen.

Total 1

SB 195 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Driscoll.

Total 1

Excused: Ramirez.

Total 1

Absent or not voting: None.

Total 0

SB 236 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Brand, Driscoll, Kadas.

Total 3

Excused: Ramirez.

Total 1

Absent or not voting: None.

Total 0

SB 420 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell,

Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Bardanouve, Peck.

Total 2

Excused: Ramirez.

Total 1

Absent or not voting: None.

Total 0

SB 423 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Ellison.

Total 1

SB 430 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Asay, Bliss, Ellerd, Ernst, Hannah, Hanson, Harp, Nordtvedt, Phillips, Pistoria, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 20

Excused: Ramirez.

Total 1

Absent or not voting: Marks, Vinger.

Total 2

HB 452, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Ellison, Fabrega, R. Jensen, Nisbet, Nordtvedt, Peck, Mr. Speaker.

Total 8

Excused: Ramirez.

Total 1

Absent or not voting: None.

Total 0

HB 486, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Pavlovich.

Total 1

HB 557, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 96

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Fabrega, Hand, Marks.

Total 3

REPORTS OF STANDING COMMITTEES

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

3/11/83

SB 94, be concurred in. Report adopted.

HB 544, introduced bill, be amended as follows:

1. Page 1, line 14.

Strike: "\$20,060"

Insert: "\$18,627"

2. Page 1, line 16.

Strike: "\$20,060"

Insert: "\$18,627"

3. Page 1, line 17.

Strike: "\$838.30"

Insert: "\$778.50"

4. Page 1, line 20.

Strike: "\$27,605"

Insert: "\$25,634"

5. Page 1, line 21.

Strike: "\$838.30"

Insert: "\$778.50"

6. Page 1, line 24.

Strike: "\$44,074"

Insert: "\$40,926"

7. Page 1, line 25.

Strike: "\$525"

Insert: "\$487.50"

8. Page 2, line 7.

Strike: "\$1,948"

Insert: "\$1,809"

Strike: "\$1.89"

Insert: "\$1.76"

9. Page 2, line 11.

Strike: "\$1,834"

Insert: "\$1,703"

10. Page 2, line 12.

Strike: "\$1.73"

Insert: "\$1.61"

11. Page 2, line 15.
Strike: "\$1,488"
Insert: "\$1,382"
12. Page 3, line 1.
Strike: "\$114,321"
Insert: "\$106,155"
13. Page 3, line 3.
Strike: "\$4,763"
Insert: "\$4,423"
14. Page 3, line 4.
Strike: "\$25.98"
Insert: "\$24.12"
15. Page 3, line 7.
Strike: "\$4,348"
Insert: "\$4,037"
16. Page 3, line 8.
Strike: "\$25.98"
Insert: "\$24.12"
17. Page 3, line 11.
Strike: "\$2,789"
Insert: "\$2,590"
18. Page 3, line 12.
Strike: "\$4.35"
Insert: "\$4.04"
19. Page 3, line 15.
Strike: "\$2,354"
Insert: "\$2,186"
20. Page 3, line 16.
Strike: "\$2.38"
Insert: "\$2.22"
21. Page 3, line 19.
Strike: "\$2,115"
Insert: "\$1,964"
22. Page 3, line 20.
Strike: "44"
Insert: "41"
23. Page 3, line 23.
Strike: "\$1,984"
Insert: "\$1,842"
24. Page 4, line 11.
Strike: "\$22,468"
Insert: "\$19,372"
25. Page 4, line 14.
Strike: "\$22,468"
Insert: "\$19,372"
26. Page 4, line 15.
Strike: "\$939"
Insert: "\$809.60"

27. Page 4, line 18.

Strike: "\$30,918"

Insert: "\$26,659"

28. Page 4, line 19.

Strike: "\$939"

Insert: "\$809.60"

29. Page 4, line 22.

Strike: "\$49,363"

Insert: "\$42,563"

30. Page 4, line 23.

Strike: "\$588"

Insert: "\$507"

31. Page 5, line 5.

Strike: "\$2,182"

Insert: "\$1,881"

Strike: "\$2.12"

Insert: "\$1.83"

32. Page 5, line 9.

Strike: "\$2,054"

Insert: "\$1,771"

33. Page 5, line 10.

Strike: "\$1.94"

Insert: "\$1.67"

34. Page 5, line 13.

Strike: "\$1,667"

Insert: "\$1,437"

35. Page 5, line 25.

Strike: "\$128,040"

Insert: "\$110,401"

36. Page 6, line 2.

Strike: "\$5,335"

Insert: "\$4,600"

37. Page 6, line 3.

Strike: "\$29.10"

Insert: "\$25.09"

38. Page 6, line 6.

Strike: "\$4,869"

Insert: "\$4,199"

39. Page 6, line 7.

Strike: "\$29.10"

Insert: "\$25.09"

40. Page 6, line 10.

Strike: "\$3,124"

Insert: "\$2,693"

41. Page 6, line 11.

Strike: "\$4.87"

Insert: "\$4.20"

42. Page 6, line 14.

Strike: "\$2,637"

Insert: "\$2,274"

43. Page 6, line 15.

Strike: "\$2.67"

Insert: "\$2.31"

44. Page 6, line 18.

Strike: "\$2,369"

Insert: "\$2,043"

45. Page 6, line 19.

Strike: "49"

Insert: "42"

46. Page 6, line 22.

Strike: "\$2,222"

Insert: "\$1,916"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/11/83

SB 200, be concurred in. Report adopted.

SB 209, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/11/83

SB 26, third reading copy, be amended as follows:

1. Page 2, line 4.

Strike: "Garfield,"

2. Page 2, line 23.

Following: "Garfield"

Insert: "Garfield,"

And, as amended, be concurred in. Report adopted.

SB 65, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/11/83

SB 243, be concurred in. Report adopted.

HB 870, introduced bill, be amended as follows:

3/10/83

1. Page 2, line 11.

Following: "located"

Insert: "in accordance with an impact plan adopted pursuant to 90-6-307"

2. Page 2, line 14.

Following: "(3)"

Strike: "In-migrating mineral"

Insert: "Mineral"

3. Page 2, line 15.

Following: "who"

Strike: "establishes a temporary or permanent residence"

Insert: "resides"

4. Page 2, line 19.

Following: "(4)"

Strike: "In-migrating"

Insert: "Mineral development"

5. Page 2, lines 20 and 21.

Following: "guardian" on line 20

Strike: "establishes temporary or permanent residence"

Insert: "resides"

6. Page 3, line 2.

Following: "units"

Insert: "as finally determined by the board in an approved impact plan"

7. Page 3, lines 3 through 16.

Following: "development" on line 3

Strike: line 3 through "82-4-303" on line 16

Insert: "for the purposes of this act is defined in 90-6-302"

8. Page 3, line 17.

Following: "unit"

Insert: "for the purposes of this part"

9. Page 3, line 19.

Following: line 18

Insert: "(8) 'Taxable valuation' of a mineral development means the total of the gross proceeds taxable percentage specified in 15-6-132(2)(a) when added to the taxable percentages of real property, improvements, machinery, equipment, and other property classified under Title 15, chapter 6, part 1."

10. Page 4, line 18.

Following: "distributed"

Strike: "to"

Insert: "pro rata among the"

11. Page 4, line 19.

Following: line 18

Strike: "each"

12. Page 4, line 22.

Strike: "in-migrating"

13. Page 4, line 25.

Strike: "in-migrating"

14. Page 5, line 2.

Following: "distributed"

Strike: "to"

Insert: "pro rata among"

15. Page 5, line 4.

Following: "number of"

Strike: "in-migrating"

Insert: "mineral development"

16. Page 5, line 6.

Following: "of"

Strike: "to"

Insert: "pro rata among"

17. Page 5, line 8.

Following: "number of"

Strike: "in-migrating"

Insert: "mineral development"

18. Page 5, line 15.

Strike: "in-migrating"

19. Page 5, line 17.

Strike: "in-migrating"

20. Page 5, line 19.

Strike: "in-migrating"

Insert: "mineral development"

21. Page 5, line 21.

Strike: "in-migrating"

Insert: "mineral development"

22. Page 5, line 25.

Following: line 24

Insert: "NEW SECTION. Section 7. Codification instruction. This act is intended to be codified as Title 90, chapter 6, part 4, entitled "Hard-Rock Mining Impact Property Tax Base Sharing."

And, as amended, do pass. Report adopted.

MOTIONS

Representative Vincent moved that SB 94 be taken from the Standing Committee Report and referred to the Committee on Taxation. Motion carried.

Representative Yardley announced that the Committee on Taxation would meet at this time.

Representative Vincent moved that the House recess at 4:52 p.m. Motion carried.

House reconvened at 5:29 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/11/83

Examined by the sponsor (Wallin) and found to be correct: HB 255.

Examined by the sponsor (Devlin) and found to be correct: HB 116.

Examined by the sponsor (Harp) and found to be correct: HB 305.

Examined by the sponsor (Fabrega) and found to be correct: HB 339.

Examined by the sponsor (Mueller) and found to be correct: HB 304.

Examined by the sponsor (Keenan) and found to be correct: HB 346.

Examined by the sponsor (Schye) and found to be correct: HB 262.

Examined by the sponsor (Yardley) and found to be correct: HB 227.

Examined by the sponsor (McBride) and found to be correct: HB 265.

Examined by the sponsor (Harper) and found to be correct: HB 142.

Examined by the sponsor (Hart) and found to be correct: HB 123.

Examined by the sponsor (Roush) and found to be correct: HB 333.

Examined by the sponsor (Schultz) and found to be correct: HB 423.

Examined by the sponsor (Metcalf) and found to be correct: HB 417.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

3/11/83

SB 201, be not concurred in.

SB 225, be not concurred in.

SB 351, be not concurred in.

SB 386, third reading copy, be amended as follows:

1. Page 3, line 14.

Strike: "interested"

Insert: "involved"

And, as amended, be not concurred in.

MOTIONS

Representative Daily moved that SB 94 be taken from the table in the Committee on Taxation and placed on second reading. Representative Keyser rose on a question of privilege and moved for a Call of the House. Sufficient seconds arose.

The Speaker directed the Sergeant-at-Arms to lock the doors and locate the missing members.

Representative Menahan moved to lift the Call of the House. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ream, Sales, Saunders, Schye, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Abrams, Bliss, Devlin, Hannah, Harp, Jacobsen, Jones, Kennerly, Keyser, Mueller, Nordtvedt, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Swift, Switzer.

Total 21

Excused: Ramirez.

Total 1

Absent or not voting: Bengtson, Ellerd, Phillips, Quilici, Waldron.

Total 5

Representative Daily made a substitute motion that SB 94 be taken from the table in the Committee on Taxation and placed on second reading on the 58th legislative day. Representative Keyser moved the previous question. Motion carried.

Representative Daily's substitute motion failed. (49-49)

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Driscoll in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 352 - That SB 352 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Asay, Ellison, Fabrega.

Total 3

Excused: Ramirez.

Total 1

Absent or not voting: Dozier, Hannah, Harrington, Marks, Phillips.

Total 5

SB 400 - That SB 400 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, Devlin, Harp, Jones, Ryan, Smith, Stobie.

Total 7

Excused: Ramirez.

Total 1

Absent or not voting: Bardanouve, Phillips.

Total 2

SB 409 - That SB 409 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Farris, Phillips.

Total 2

Representative Dozier in the Chair.

SB 455 - That SB 455 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Bergene, Ellerd, Hansen, Phillips.

Total 4

Representative Driscoll in the Chair.

SJR 21 - That SJR 21 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Asay, Devlin, Hansen, Harrington, Marks, O'Connell, Phillips.

Total 7

HB 190 - That Senate amendments to HB 190 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Hart, Phillips.

Total 2

HB 448 - That Senate amendments to HB 448 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Ramirez.

Total 1

Absent or not voting: Dozier, Hart, Phillips.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Driscoll moved the adoption of the committee report. Report adopted. (94-0)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/11/83

Signed by the Speaker at 3:42 p.m., 3/11/83: HB 116, HB 123, HB 142, HB 227, HB 255, HB 262, HB 265, HB 304, HB 305, HB 333, HB 339, HB 346, HB 417, HB 423.

Adverse Committee Report

HB 582 - Representatives Switzer, Devlin, Asay, Underdal, Bertelsen, Harp, Jacobsen, Ream, Nordtvedt, Keyser, Schultz, Compton, Iverson, Ellison, Kitselman, Bliss, Phillips, Curtiss, Wallin, and Sands objected

to the adverse committee report on HB 582, and requested that the bill be printed and placed on second reading. 3/11/83

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 225:

Representative Dozier, Chairman
Representative Asay
Representative McCormick

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 259:

Representative Menahan, Chairman
Representative O'Connell
Representative Ramirez

ANNOUNCEMENTS

The Montana Nurses' Political Action Committee is hosting a wine and cheese party this evening, March 11, at the Valley Bank Community Room from 5:30 to 7:00 p.m. All legislators are invited.

Representative Vincent moved that the House adjourn until 10:00 a.m., March 12, 1983.

Motion carried.

House adjourned at 7:05 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
March 12, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Manuel, Phillips, Ramirez, Ryan, Swift, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifty-fifth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/12/83
Signed by the Speaker at 4:02 p.m., 3/11/83: SB 129, SB 147, SB 162, SB 178, SB 181, SB 218, SB 220, SB 304, SB 326, SJR 4, SJR 6, SJR 8, SJR 9.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/11/83
SB 325, be concurred in. Report adopted.
SB 382, third reading copy, be amended as follows:

1. Page 2.

Strike: line 14 through "PLAN" on line 16

Insert: "the insurer's highest group rate for a policy with the same benefits as the conversion policy"

And, as amended, be concurred in. Report adopted.

SB 392, be concurred in. Report adopted.

SB 403, third reading copy, be amended as follows:

1. Title, line 8.

Following: "COURTS,"

Insert: "PROVIDING FOR A LOCAL BOARD INSPECTION FUND ACCOUNT WITHIN THE EARMARKED REVENUE FUND;"

Following: "50-50-205,"

Insert: "50-50-305,"

Following: "50-51-204"

Strike: "AND"

Insert: "50-51-303,"

2. Title, line 9.

Following: "50-52-202,"

Insert: "AND 50-52-302,"

3. Page 2, line 2.

Following: "deposit"

Strike: "receipts"

Insert: "85% of the fees collected in the earmarked revenue fund to the credit of the local board inspection fund account created by [section 4] and the balance of the fees"

4. Page 2, lines 8 and 9.

Strike: line 8 through "of" on line 9

Insert: "The department shall deposit 85% of the fees collected in the earmarked revenue fund to the credit of the local board inspection fund account created by [section 4] and the balance of the fees in"

5. Page 2, line 14.

Strike: "Fees collected by the"

Insert: "The"

Following: "shall"

Strike: "be"

6. Page 2, line 15.

Strike: "deposited"

Insert: "deposit 85% of the fees collected in the earmarked revenue fund to the credit of the local board inspection fund account created by [section 4] and the balance of the fees"

7. Page 2.

Following: line 15

Insert: "NEW SECTION. Section 4. Local board inspection fund established. There is with the earmarked revenue fund a local board inspection fund account.

Section 5. Section 50-50-305, MCA, is amended to read:

"50-50-305. Department to pay local board for inspections. (1) Before June 30 of each year, the department shall pay to a local board of health, as established under 50-2-104, 50-2-106, or 50-2-107, an amount from ~~any general fund appropriation to the department~~ the local board inspection fund account created by [section 4] which is for the purpose of inspecting establishments licensed under this chapter; provided, however, that there is a functioning local board of health and that the local board of health, local health officers, and sanitarians assist in the enforcement of the provisions of this chapter and the rules adopted under it.

(2) The funds received by the local board of health shall be deposited with the appropriate local fiscal authority and shall be in addition to the funds appropriated under 50-2-108 through 50-2-114."

Section 6. Section 50-51-303, MCA, is amended to read:

"50-51-303. Department to pay local board for inspections. (1) Before June 30 of each year, the department shall pay to a local board of health, as established under 50-2-104, 50-2-106, or 50-2-107, an amount from ~~any general fund appropriation to the department~~ the local board inspection fund created by [section 4] which is for the purpose of inspecting establishments licensed under this chapter; provided, however, that there is a functioning local board of health and the local board of health, local health officers, and sanitarians assist in the enforcement of the provisions of this chapter and the rules adopted under it.

(2) The funds received by the local board of health shall be deposited with the appropriate local fiscal authority and shall be in addition to the funds appropriated under 50-2-108 through 50-2-114."

Section 7. Section 50-52-302, MCA, is amended to read:

"50-52-302. Department to pay local board for inspection. (1) Before June 30 of each year, the department shall pay to a local board of health, as established under 50-2-104, 50-2-106, or

50-2-107, an amount from ~~any general fund appropriation to the department~~ the local board inspection fund created by [section 4] which is for the purpose of inspecting establishments licensed under this chapter; provided, however, that there is a functioning local board of health and that the local board of health, local health officers, and sanitarians assist in the enforcement of the provisions of this chapter and the rules adopted under it.

(2) The funds received by the local board of health shall be deposited with the appropriate local fiscal authority and shall be in addition to the funds appropriated under 50-2-108 through 50-2-114."

NEW SECTION. Section 8. Codification instruction. Section 4 is intended to be codified as an integral part of Title 50, chapter 2, and the provisions of Title 50, chapter 2, apply to section 4."

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/11/83

SB 319, third reading copy, be amended as follows:

1. Page 3, line 8.

Following: "officer"

Insert: "excluding longevity payments provided in 41-5-704"

2. Page 3.

Following: line 16

Insert: "(3) If a deputy probation officer is promoted to chief probation officer, his salary may not be decreased by the appointment. He shall retain all longevity allowances earned during his service as a deputy.

NEW SECTION. Section 3. No retroactive application. This act does not apply retroactively, and no person is entitled to receive under this act a longevity allowance of more than 1% in any year."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 346, third reading copy, be amended as follows:

1. Page 2.

Following: line 13

Insert: "NEW SECTION. Section 3. Coordination instruction. If House Bill No. 629 is passed and approved, the date "November 8, 1983", in section 2 of this act is changed to "November 6, 1984"."

And, as amended, be concurred in. Report adopted.

Adverse Committee Report

STATE ADMINISTRATION (Brand, Chairman):

3/11/83

SB 338, be not concurred in.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in and returned to the House:

3/11/83

HB 361, introduced by Phillips, Boylan, Norman, et al.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/11/83

HB 37, introduced by Schultz

HB 229, introduced by Ramirez, Goodover, Mazurek

HB 293, introduced by Dozier

HB 408, introduced by Driscoll, Brand, Bachini, et al.

House bill not concurred in and returned to the House: 3/11/83

HB 675, introduced by Koehnke, Dozier, Harper, et al.

House amendments to Senate bills concurred in: 3/11/83

SB 132, introduced by Jacobson

SB 141, introduced by Gage

SB 177, introduced by Van Valkenburg

MOTIONS

Representative Addy moved that SB 201 be taken from the adverse committee report, printed and placed on second reading. The Speaker ruled the motion out of order.

Representative Brand moved that SB 452 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Iverson and Quilici excused at this time.

Representative Phillips present at this time.

HB 168 - Representative Waldron moved that HB 168, second reading copy, be amended. Representative Waldron withdrew the amendment.

Representative Pistoria moved that HB 168 do pass. Representative Waldron made a substitute motion that HB 168 do not pass. The substitute motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Donaldson, Ellison, Eudaily, Hannah, Harper, Harrington, Holliday, R. Jensen, Jones, Kadas, Keenan, Lory, Marks, Metcalf, Mueller, Nordtvedt, Phillips, Roush, Sales, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Stobie, Switzer, Thoft, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 47

Noes: Abrams, Bachini, D. Brown, Curtiss, Daily, Darko, Devlin, Dozier, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hart, Hemstad, Howe, Jacobsen, J. Jensen, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Menahan, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ream, Shontz, Solberg, Underdal, Vincent.
Total 42

Excused: Fagg, Iverson, Manuel, Quilici, Ramirez, Ryan, Swift.

Total 7

Absent or not voting: Driscoll, Ellerd, Ernst, Schultz.

Total 4

Representative Swift present at this time.

Representatives Phillips and Waldron excused at this time.

SB 65 - That SB 65 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Fagg, Iverson, Manuel, Phillips, Quilici, Ramirez, Ryan, Waldron.

Total 8

Absent or not voting: Ellerd, Ernst, Fabrega, McCormick.

Total 4

Representatives Quilici and Waldron present at this time.

SB 87 - That SB 87 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: D. Brown, Jacobsen.

Total 2

Excused: Fagg, Iverson, Manuel, Phillips, Ramirez, Ryan.

Total 6

Absent or not voting: Bardanouve, Driscoll, Ellerd, Harrington, McCormick, Marks.

Total 6

SB 101 - That SB 101 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: None.
Total 0

Excused: Fagg, Iverson, Manuel, Phillips, Ramirez, Ryan.
Total 6

Absent or not voting: Bardanouve, Ellerd, Harrington, McCormick, Marks.
Total 5

SB 108 - That SB 108 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Keyser, Peck.
Total 2

Excused: Fagg, Iverson, Manuel, Phillips, Ramirez, Ryan.
Total 6

Absent or not voting: Bardanouve, Dozier, R. Jensen, Marks, Thoft.
Total 5

SB 117 - That SB 117 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 89

Noes: None.
Total 0

Excused: Fagg, Iverson, Manuel, Phillips, Ramirez, Ryan.

Total 6

Absent or not voting: Bardanouve, Marks, Menahan, Shontz, Yardley.

Total 5

Representative R. Jensen excused at this time.

Representatives Fagg and Iverson present at this time.

SB 130 - That SB 130 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Bachini, Brand, D. Brown, Farris, J. Jensen, Jones, Peck, Spaeth.

Total 8

Excused: R. Jensen, Manuel, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Hammond, Harrington, Kemmis, Marks, Menahan, Shontz.

Total 6

Representative Waldron excused at this time.

SB 200 - That SB 200 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Metcalf, Miller, Mueller, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: Bachini, Brand, Connelly, Daily, Darko, Dozier, Driscoll, Hart, J. Jensen, Kennerly, McCormick, Neuman, Nisbet, Pistoria, Quilici.

Total 15

Excused: R. Jensen, Manuel, Phillips, Ramirez, Ryan, Waldron.

Total 6

Absent or not voting: Bardanouve, Curtiss, Farris, Harrington, Kemmis, Marks, Menahan, Shontz, Yardley.

Total 9

Representative Fagg excused at this time.

SB 209 - That SB 209 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Fagg, R. Jensen, Manuel, Phillips, Ramirez, Ryan, Waldron.

Total 7

Absent or not voting: Asay, Bardanouve, Hansen, Harrington, Kemmis, Marks, Vinger.

Total 7

SB 213 - That SB 213 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Bachini, Brand, Dozier, Driscoll, Farris, Hammond, Hansen, McCormick, Peck, Ream.

Total 10

Excused: Fagg, R. Jensen, Manuel, Phillips, Ramirez, Ryan, Waldron.

Total 7

Absent or not voting: Bardanouve, Kemmis, Shontz, Smith.

Total 4

Representative Quilici excused at this time.

Representatives Fagg and Waldron present at this time.

SB 224 - Representative Smith moved that SB 224 be concurred in. Representative Curtiss made a substitute motion that SB 224 be not concurred in. The substitute motion failed as follows:

Ayes: D. Brown, Curtiss, Hanson, Nordtvedt, Pistoria, Roush, Sales, Stobie, Swift, Vinger.

Total 10

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington,

Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Ream, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Excused: R. Jensen, Manuel, Phillips, Quilici, Ramirez, Ryan.

Total 6

Absent or not voting: Bergene.

Total 1

Representative Quilici present at this time.

That SB 224 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Curtiss, Pistoria, Sales, Stobie.

Total 4

Excused: R. Jensen, Manuel, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Bergene.

Total 1

Representative Fagg excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pavlovich moved the adoption of the committee report. Report adopted. (93-0)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/12/83

Correctly printed: HB 446, HB 544, HB 717, HB 870, HB 896.

Considered correctly engrossed: HB 706, HB 779, HB 780, HB 899.

BILLS (J. Brown, Vice-Chairman):

3/12/83

Correctly enrolled: HB 18, HB 92, HB 110, HB 125, HB 128, HB 141, HB 181, HB 223, HB 244, HB 338, HB 433, HB 460, HB 483, HB 488.

Examined by the sponsor (Hemstad) and found to be correct: HB 488.

Examined by the sponsor (Holliday) and found to be correct: HB 141.

Examined by the sponsor (Mueller) and found to be correct: HB 433.

Examined by the sponsor (Stobie) and found to be correct: HB 92.

Examined by the sponsor (Winslow) and found to be correct: HB 110.

Examined by the sponsor (Hansen) and found to be correct: HB 125.

Examined by the sponsor (Fabrega) and found to be correct: HB 244,
HB 338.

Examined by the sponsor (Hammond) and found to be correct: HB 223.

Examined by the sponsor (Harrington) and found to be correct: HB 18.

Examined by the sponsor (Hart) and found to be correct: HB 181.

Examined by the sponsor (Spaeth) and found to be correct: HB 483.

Examined by the sponsor (Schye) and found to be correct: HB 128.

TAXATION (Yardley, Chairman):
HB 573, do pass. Report adopted.

3/12/83

Adverse Committee Reports

TAXATION (Yardley, Chairman):
HB 511, do not pass.
HB 594, do not pass.

3/12/83

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Manuel present at this time.

SB 4 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Ellerd, Williams.

Total 2

SB 70 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.
Total 5

Absent or not voting: Bergene, Ellerd.
Total 2

SB 158 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.
Total 5

Absent or not voting: Ellerd, Vinger.
Total 2

SB 226 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: Harp, Peck, Spaeth.
Total 3

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.
Total 5

Absent or not voting: Ellerd.
Total 1

SB 291 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Ellerd.

Total 1

SB 308 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Connelly, Spaeth, Stobie.

Total 3

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Ellerd, Schultz.

Total 2

HB 190, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Ellerd, Howe, Ream.

Total 3

HB 448, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Fagg, R. Jensen, Phillips, Ramirez, Ryan.

Total 5

Absent or not voting: Bergene, Ellerd, Underdal.

Total 3

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 910, introduced by Kemmis, Vincent. Referred to Committee on Local Government.

ANNOUNCEMENTS

The Speaker announced that the tentative legislative calendar for next week is: Monday through Friday House convenes at 3:00 p.m., Saturday House convenes at 10:00 a.m.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 14, 1983.

Motion carried.

House adjourned at 12:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
March 14, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Underdal, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fifty-sixth and fifty-seventh legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/12/83

Correctly printed: HB 573, HB 582.

Correctly enrolled: HB 36, HB 122, HB 402, HB 452, HB 486,
HB 657, HB 672, HJR 6. 3/14/83

Signed by the Speaker at 10:51 a.m., 3/14/83: HB 110.

Signed by the Speaker at 10:53 a.m., 3/14/83: HB 18, HB 92, HB 125,
HB 128, HB 141, HB 181, HB 223, HB 244, HB 338, HB 433,
HB 483, HB 488.

Signed by the Speaker at 1:44 p.m., 3/14/83: SB 12, SB 61, SB 67,
SB 73, SB 110, SB 128, SB 148, SB 149, SB 153, SB 168, SB 169,
SB 189, SB 321, SB 350, SB 355, SB 356.

JUDICIARY (D. Brown, Chairman): 3/14/83

SB 354, be concurred in. Report adopted.

SB 373, be concurred in. Report adopted.

SB 388, third reading copy, be amended as follows:

1. Page 2, line 17.

Following: "action"

Insert: "satisfactory to the commission"

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

HB 31 - Representative Yardley moved that the adverse committee report on HB 31 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 72

Noes: Brand, Daily, Dozier, Driscoll, Hansen, Harrington, Hemstad, Jacobsen, Kadas, Keenan, Keyser, McBride, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Sales, Veleber, Vincent.
Total 21

Excused: Underdal.

Total 1

Absent or not voting: Bengtson, Bergene, Fabrega, Menahan, Shontz, Stobie.

Total 6

HB 380 - Representative Yardley moved that the adverse committee report on HB 380 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Abrams, Curtiss, Devlin, Driscoll, Ernst, Harp, Jacobsen, Jones, Keyser, Marks, Sales, Solberg, Stobie, Switzer, Vinger, Wallin.

Total 16

Excused: Underdal.

Total 1

Absent or not voting: Bengtson, Bergene, Ellerd, Menahan, Shontz.

Total 5

Representative D. Brown moved that SB 201 be referred to the Committee on Judiciary. Motion carried.

SB 225 - Representative D. Brown moved that the adverse committee report on SB 225 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Addy, Daily, Driscoll, Ellerd, Fagg, Hannah, Hemstad, Keyser, Quilici, Sales, Schultz, Seifert, Stobie, Swift, Waldron.

Total 15

Excused: Underdal.

Total 1

Absent or not voting: Shontz.

Total 1

SB 351 - Representative D. Brown moved that the adverse committee report on SB 351 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Asay, Bardanouve, Bliss, Brand, Connelly, Curtiss, Daily, Ellerd, Ellison, Hannah, Nordtvedt, Quilici, Sales, Saunders, Schultz, Switzer, Vinger, Waldron.

Total 18

Excused: Underdal.

Total 1

Absent or not voting: Shontz.

Total 1

SB 386 - Representative D. Brown moved that the adverse committee report on SB 386 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Addy, Asay, Bardanouve, Brand, Connelly, Daily, Ellison, Hammond, Hansen, J. Jensen, Kadas, Menahan, Quilici, Saunders, Veleber, Waldron.

Total 16

Excused: Underdal.

Total 1

Absent or not voting: O'Connell, Shontz.

Total 2

SB 338 - Representative Brand moved that the adverse committee report on SB 338 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Smith,

Solberg, Spaeth, Stobie, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 78

Noes: Asay, Bardanouve, Bliss, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Harp, Keyser, Manuel, Phillips, Sales, Schultz, Seifert, Swift, Switzer, Vinger.

Total 20

Excused: Underdal.

Total 1

Absent or not voting: Shontz.

Total 1

HB 511 - Representative Yardley moved that the adverse committee report on HB 511 be adopted. Representative Bardanouve made a substitute motion that HB 511 be printed and placed on second reading. Representative Winslow made a substitute motion that HB 511 be referred to the Committee on Taxation. The Speaker ruled Representative Winslow's substitute motion out of order.

Representative Bardanouve withdrew his substitute motion.

Representative Winslow remade the substitute motion that HB 511 be referred to the Committee on Taxation. Motion failed. (31-68)

Representative Bardanouve remade the substitute motion that HB 511 be printed and placed on second reading. Representative Seifert moved the previous question. Motion carried. Representative Bardanouve's substitute motion that HB 511 be printed and placed on second reading carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nordtvedt, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Abrams, Bliss, Brand, D. Brown, Compton, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, McCormick, Marks, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Winslow.

Total 45

Excused: Underdal.

Total 1

Absent or not voting: Harrington.

Total 1

HB 594 - Representatives Hemstad, Switzer, Abrams, Jacobsen, Nilson, Devlin, Williams, Neuman, Iverson, Asay, Hammond, J. Brown, Pistoria, Saunders, Solberg, Schultz, Curtiss, Swift, D. Brown, and Zabrocki objected to the adverse committee report on HB 594, and requested that the bill be printed and placed on second reading.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/14/83

- SB 265**, be concurred in. Report adopted.
SB 276, be concurred in. Report adopted.
SB 277, be concurred in. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/14/83

- SB 206**, be concurred in. Report adopted.
SB 207, be concurred in. Report adopted.
SB 300, be concurred in. Report adopted.

EDUCATION AND CULTURAL RESOURCES (Daily, Chairman): 3/14/83

- SB 157**, be concurred in. Report adopted.
SB 246, third reading copy, be amended as follows:

1. Title, line 5.
 Strike: "WITH THE CONCURRENCE OF"
 Insert: "IN CONSULTATION WITH"
2. Page 3, lines 15 through 19.
 Following: "22-3-423."
 Strike: lines 15 through 19 in their entirety
3. Statement of intent, page 2, lines 20 and 21.
 Following: "differences"
 Strike: line 20 through "society" on line 21
4. Statement of intent, page 2, lines 22 through 24.
 Following: "high."
 Strike: lines 22 through 24 in their entirety

And, as amended, be concurred in. Report adopted.

- SB 297**, be concurred in. Report adopted.
SB 358, be concurred in. Report adopted.

TAXATION (Yardley, Chairman): 3/12/83

HB 665, introduced bill, be amended as follows:

1. Page 1.
 Following: line 15
 Insert: "(2) 'Device' means a mechanism or machine designed to measure fuel by definite volume or weight.
 (3) 'Dispensed' means the placement of fuel by a supplier either directly into a railway vehicle or into a railway-owned fuel storage facility."
 Renumber: subsequent subsections
2. Page 1, line 22.
 Following: "a"
 Strike: "vehicle"
 Insert: "locomotive"
3. Page 2, line 2.
 Following: "imposed"
 Insert: "— exemption"
 Following: "imposed."
 Strike: "The"
 Insert: "Except as provided in subsection (2), the"
4. Page 2, line 9.

Following: "through"
Strike: "meters"
Insert: "devices"

5. Page 2.

Following: line 10

Insert: "(2) The first 200,000 gallons of railway fuel used by a person or company in a calendar year is exempt from the fuel use tax imposed by this section."

6. Page 5, line 8.

Following: "account."

Insert: "(1)"

7. Page 5, line 11.

Strike: "(1)"

Insert: "(a)"

8. Page 5, line 16.

Strike: "(2)(a)"

Insert: "(b)(i)"

9. Page 5, line 19.

Following: "subsection"

Strike: "(2)(b)"

Insert: "(1)(b)(ii)"

10. Page 6, line 1.

Strike: "(b)"

Insert: "(ii)"

11. Page 6.

Following: line 4

Insert: "(2) Any money allocated to the railway improvement account under subsection (1)(a) that is not used within 1 year of allocation to subsidize rail passenger service in this state is withdrawn from the railway improvement account under subsection (1)(a) and allocated to the farm-to-rail-terminal highway improvement account under subsection (1)(b) to be used pursuant to subsection (1)(b)."

And, as amended, do pass. Report adopted.

HB 747, introduced bill, be amended as follows:

1. Title, lines 8 and 9.

Following: "TAXATION;"

Insert: "PROVIDING EXEMPTIONS;"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "15-23-102" on line 9

Insert: "AND 15-24-1203"

2. Page 2, line 1.

Following: "(c) the"

Strike: "gross"

Insert: "market"

3. Page 2, line 12.

Following: line 11

Insert: "Section 3. Section 15-24-1203, MCA, is amended to read:

"15-24-1203. Privilege tax on gainful use of tax-exempt property — exceptions. After March 17, 1969, there is imposed and shall be collected a tax upon the possession or other beneficial use enjoyed by any private individual, association, or corporation of any property, real or personal, which for any reason is exempt from taxation. No tax may be imposed upon the possession or other beneficial use of buildings owned by public entities and located upon public airports. However, privately owned buildings located on such airport property are subject to tax. No tax shall be imposed upon the possession or other beneficial use of public lands occupied under the terms of mineral, timber, or grazing leases or permits issued by the United States or the state of Montana or upon any easement unless the lease, permit, or easement entitles the lessee or permittee to exclusive possession of the premises to which the lease, permit, or easement relates. No tax shall be imposed upon the possession or other beneficial use of an electric transmission line and associated facilities of a design capacity of less than 500 kilovolts."

Renumber: subsequent sections

4. Page 2, lines 24 and 25.

Following: "like properties"

Strike: line 24 through "part 12" on line 25

5. Page 3, line 4.

Following: "mines"

Insert: "; and

(6) tax-exempt electric transmission lines and associated facilities"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

3/12/83

HB 51, introduced by Yardley

HB 67, introduced by Harper

HB 84, introduced by Lory, Quilici

HB 131, introduced by Menahan, Haffey, Keenan, et al.

HB 144, introduced by J. Brown

HB 180, introduced by J. Brown

HB 263, introduced by Ream, Brand, Van Valkenburg, et al.

HB 412, introduced by Bardanouve

HB 422, introduced by Peck, Bachini, Farris, et al.

HB 502, introduced by Pavlovich, Quilici

HB 508, introduced by McBride, Stimatz

HB 509, introduced by Asay, Spaeth

HB 763, introduced by Fabrega, Hemstad, Bergene, et al.

House amendments to Senate bill concurred in:

3/12/83

SB 196, introduced by Van Valkenburg, Mazurek, Stimatz, et al.

House bills not concurred in and returned to the House:

3/12/83

HB 220, introduced by Hannah

HB 239, introduced by Hemstad

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/12/83

HB 273, introduced by Peck

HB 336, introduced by Fabrega

HB 363, introduced by Roush

HB 364, introduced by Roush

HB 391, introduced by Stobie, Manuel, Quilici, et al.

HB 457, introduced by Eudaily

HB 743, introduced by Curtiss, Smith, Darko, et al.

MOTIONS

Representative Nordtvedt moved that his vote on SB 351, adverse committee report, be recorded as no. Motion carried.

Representative Daily moved that SB 94, as amended, be taken from the table in the Committee on Taxation and placed on second reading on the 59th legislative day.

The Speaker ruled that in order to bring standing committee amendments to the House they must be made by a standing committee report.

Representative Ramirez appealed the ruling of the Speaker.

Representative Bardanoue requested that the question before the House be referred to the Committee on Rules.

The Speaker announced that the House would recess while the Committee on Rules met.

House recessed at 4:37 p.m.

House resumed at 5:13 p.m.

Following the meeting of the Committee on Rules, the Speaker announced that in order to move a bill from a standing committee with amendments attached the following steps must be taken:

1. That the House pass a motion to take from a standing committee a bill, as amended, to be printed and placed on second reading; and
2. That the chairman of the standing committee authenticate the amendments that were adopted by the committee.

The Speaker explained that minutes of the committee in their present form are not authenticated by the signature of the chairman. The amendments must be in proper form for printing and authenticated by the chairman's signature.

The Speaker clarified the motion of Representative Daily that SB 94 be taken from the table in the Committee on Taxation, printed with amendments and placed on second reading.

Speaker Pro Tem Brand in the Chair.

Representative Menahan moved the previous question. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Miller, Mueller, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 61

Noes: Addy, Bengtson, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Farris, Hammond, Hand, Hansen, Harper, Harrington, Kadas, Keenan, Kemmis, Lybeck, McBride, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Ream, Sales, Saunders, Schye, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Yardley.

Total 36

Excused: Underdal.

Total 1

Absent or not voting: Brand, Curtiss.

Total 2

Speaker Kemmis in the Chair.

Representative Daily's motion that SB 94 be taken from the table in the Committee on Taxation, printed with amendments and placed on second reading carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, J. Jensen, Kadas, Keenan, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 51

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Marks, Manuel, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Paired: Daily, Aye; Underdal, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Yardley, chairman of the Committee on Taxation, verified the following amendments to SB 94, third reading copy:

1. Title, line 6.

Strike: "PHASE OUT"

Insert: "REVISE"

2. Title, lines 8 and 9.

Following: "DISTRICTS"

Strike: line 8 through “PROGRAM” on line 9

3. Title, lines 12 through 14.

Following: “SECTIONS”

Strike: line 12 through “20-9-321,” on line 14

4. Title, line 15.

Strike: line 15 through “THROUGH”

Insert: “20-9-352, AND”

5. Title, line 16.

Strike: line 16 through “MCA₁”

6. Page 1, line 20 through line 1, page 27.

Strike: sections 1 through 13 in their entirety

Renumber: subsequent sections

7. Page 27, lines 7 and 8.

Following: “28 MILLS”

Strike: remainder of lines 7 and 8

8. Page 29, lines 13 through 15.

Following: “MILLS” on line 13

Strike: remainder of line 13 through “THEREAFTER” on line 15

9. Page 30, line 24 through line 4, page 33.

Strike: sections 16 and 17 in their entirety

Renumber: subsequent sections

10. Page 33, lines 23 and 24.

Following: “6 mills”

Strike: remainder of line 23 through “1984-85” on line 24

11. Page 34, lines 3 and 4.

Following: “6”

Strike: remainder of line 3 through “1984-85” on line 4

12. Page 34, lines 13 and 14.

Following: “mills”

Strike: remainder of line 13 through “1984-85” on line 14

13. Page 34, lines 18 and 19.

Following: “4”

Strike: remainder of line 18 through “1984-85” on line 19

14. Page 35, line 21 through line 9, page 38.

Strike: sections 19 through 21 in their entirety

Insert: “NEW SECTION. Section 4. Effective date. This act is effective July 1, 1984.”

Representative Vincent moved that consideration on HB 544 be passed until the 59th legislative day. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O’Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Asay, Compton, Devlin, Ellison, Hanson, Hemstad, Jones, Keyser, Roush, Ryan, Schultz, Shontz, Smith, Swift, Switzer.

Total 15

Excused: Underdal.

Total 1

Absent or not voting: Bardanouve, Fagg.

Total 2

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 909, introduced by Marks, Menahan, Donaldson, Waldron, Fabrega, Bertelsen, Roush, Bengtson, Hemstad, Lane, Ochsner, Thoft, Shontz, Spaeth, Hanson, Schultz, Holliday, Bergene, Ernst, Eudaily, Wallin, Manuel. Referred to Committee on Human Services.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 242 - That SB 242, third reading copy, be amended as follows:

1. Page 9, line 24.

Following: "amounts"

Insert: "properly paid or credited or"

2. Page 9, line 24.

Following: "distributed"

Strike: ",",

3. Page 9, line 25.

Strike: "paid, or credited"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: Daily, Dozier, Driscoll, Ellerd, Iverson, R. Jensen, Kemmis, Marks, Menahan, Quilici, Shontz, Stobie.

Total 12

That SB 242, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: Bardanouve, Daily, Dozier, Driscoll, Fabrega, Marks, Quilici, Shontz.

Total 8

SB 243 - That SB 243 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: Bardanouve, Daily, Dozier, Driscoll, Fabrega, Marks, Quilici, Shontz.

Total 8

SB 258 - That SB 258 be concurred in. Motion failed as follows:

Ayes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Fabrega, Fagg, Hand, Hanson,

Hemstad, Holliday, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, McCormick, Marks, Manuel, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Wallin.
Total 47

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Driscoll, Ernst, Eudaily, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Lory, Lybeck, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 51

Excused: Underdal.

Total 1

Absent or not voting: Quilici.

Total 1

That SB 258 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, Lybeck, McBride, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 55

Noes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Hand, Hanson, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, McCormick, Marks, Manuel, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Vinger, Wallin.
Total 43

Excused: Underdal.

Total 1

Absent or not voting: Quilici.

Total 1

SB 301 - That SB 301 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 99

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 302 - That SB 302 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: Donaldson, Harrington, Menahan, Sands, Shontz, Williams.

Total 6

SB 332 - That SB 332 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Bliss, Compton, Devlin, Ellerd, Jones, Koehnke, Phillips, Pistoria, Ryan, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Wallin.

Total 19

Excused: Underdal.

Total 1

Absent or not voting: Curtiss, Donaldson, Hannah, Nordtvedt, Quilici.

Total 5

SB 349 - That SB 349 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko,

Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Bachini, Farris, Kadas, Peck, Schye.
Total 5

Excused: Underdal.
Total 1

Absent or not voting: Curtiss, Dozier, Harrington, Marks, Shontz, Stobie.
Total 6

SB 353 - That SB 353 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 93

Noes: Kitselman, Schultz.
Total 2

Excused: Underdal.
Total 1

Absent or not voting: Devlin, Dozier, Marks, Shontz.
Total 4

SB 389 - That SB 389 be concurred in. Motion failed as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, Compton, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Fabrega, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Iverson, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, Marks, Manuel, Metcalf, Miller, Nilson, Pavlovich, Pistoria, Quilici, Roush, Schultz, Seifert, Switzer, Veleber, Wallin, Winslow, Zabrocki.
Total 45

Noes: Abrams, Bardanouve, Bengtson, Bliss, J. Brown, Connelly, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Harper, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Koehnke, Lory, McBride, McCormick, Menahan, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Vincent, Vinger, Waldron, Williams, Yardley.

Total 53

Excused: Underdal.

Total 1

Absent or not voting: Shontz.

Total 1

That SB 389 be not concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bliss, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Koehnke, Lory, McBride, McCormick, Menahan, Mueller, Neuman, Nisbet, O'Connell, Peck, Phillips, Ream, Ryan, Sales, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Vincent, Vinger, Waldron, Williams, Winslow, Yardley.

Total 57

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Fabrega, Hansen, Hanson, Harp, Hart, Hemstad, Iverson, Keenan, Kennerly, Keyser, Kitselman, Lybeck, Marks, Manuel, Metcalf, Miller, Nilson, Nordtvedt, Pavlovich, Pistoria, Quilici, Roush, Schultz, Seifert, Switzer, Veleber, Wallin, Zabrocki.

Total 40

Excused: Underdal.

Total 1

Absent or not voting: Ramirez, Shontz.

Total 2

SB 398 - That SB 398 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Ellison, Ernst, Hanson, Ryan, Stobie.

Total 5

Excused: Underdal.

Total 1

Absent or not voting: Harrington.

Total 1

SB 421 - That SB 421 be concurred in. Motion failed as follows:

Ayes: Abrams, Asay, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hand, Hanson, Hart, Holliday, Iverson, Jacobsen, Keyser, Koehnke, Manuel, Menahan, Mueller, Pavlovich, Ryan, Sales, Schultz, Shontz, Solberg, Stobie, Swift, Switzer, Vinger.

Total 32

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

That SB 421 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Abrams, Asay, Bliss, Brand, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Farris, Hand, Hanson, Hart, Holliday, Iverson, Jacobsen, Keyser, Koehnke, Manuel, Mueller, Roush, Ryan, Sales, Schultz, Shontz, Solberg, Stobie, Swift, Switzer, Vinger.

Total 31

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (85-14)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 706 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bachini, Brand, Darko, Farris, Kadas, Nordtvedt, Waldron.

Total 7

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

HB 779 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Farris, Jacobsen, Keyser, Neuman, Nilson, Roush, Saunders, Schultz, Shontz, Vinger, Waldron.

Total 12

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

HB 780 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Holliday, Jacobsen, Mueller, Seifert.

Total 4

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

HB 899 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Asay, Devlin, Jacobsen, Koehnke, Sales, Stobie.

Total 6

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 65 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 87 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan,

Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Jacobsen.

Total 1

Excused: Underdal.

Total 1

Absent or not voting: Lory.

Total 1

SB 101 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 108 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keyser, Koehnke, Marks, Peck, Seifert, Swift.

Total 6

Excused: Underdal.

Total 1

Absent or not voting: R. Jensen.

Total 1

SB 117 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 130 concurred in as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Asay, Bachini, D. Brown, Driscoll, Farris, Jones, Peck, Spaeth.

Total 8

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 200 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bachini, Brand, Dozier, Driscoll.

Total 4

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 209 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Driscoll.

Total 1

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 213 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Bachini, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, J. Jensen, Jones, Kadas, Keenan, Lybeck, McCormick, Menahan, Nisbet, Pavlovich, Peck, Quilici, Ream, Schye, Spaeth, Waldron.

Total 25

Excused: Underdal.

Total 1

Absent or not voting: R. Jensen.

Total 1

SB 224 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Pistoria, Ryan, Sales, Stobie.

Total 4

Excused: Underdal.

Total 1

Absent or not voting: None.

Total 0

SB 352 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Ellison.

Total 1

Excused: Underdal.

Total 1

Absent or not voting: Ryan.

Total 1

SB 409 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan,

Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: None.
Total 0

Excused: Underdal.
Total 1

Absent or not voting: Ramirez.
Total 1

SB 455 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.
Total 0

Excused: Underdal.
Total 1

Absent or not voting: None.
Total 0

SJR 21 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 96

Noes: Brand, Driscoll.
Total 2

Excused: Underdal.
Total 1

Absent or not voting: Farris.

Total 1

MOTIONS

Representative Pistoria moved that the House reconsider its do not pass action on HB 168, second reading on the 57th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bergene, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Hand, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ryan, Schultz, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Vincent, Zabrocki, Mr. Speaker.

Total 53

Noes: Addy, Bardanouve, Bengtson, Bertelsen, Bliss, J. Brown, Donaldson, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Holliday, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Lory, Marks, Menahan, Metcalf, Mueller, Nilson, Nordtvedt, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 45

Excused: Underdal.

Total 1

Absent or not voting: Quilici.

Total 1

Representative Pistoria moved that HB 168 be placed on second reading on the 59th legislative day. Motion carried.

Representative Neuman moved that HB 590 be taken from the Committee on Education and placed at the top of the second reading board on the 59th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 64

Noes: Addy, Bachini, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Lybeck, McBride, McCormick, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Yardley, Mr. Speaker.

Total 35

Paired: Underdal, Aye; Daily, No.

Excused: None.

Total 0

Absent or not voting: D. Brown.

Total 1

Representative Vincent moved that the House adjourn until 4:30 p.m., March 15, 1983.

Motion carried.

House adjourned at 7:37 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

FIFTY-NINTH LEGISLATIVE DAY

Helena, Montana
March 15, 1983

House Chambers
State Capitol

House convened at 4:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

Ms. Linda Yoshimura and her group of three sang "Songs of Montana" for the House members.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/15/83

Correctly printed: HB 511, HB 590, HB 594, HB 665, HB 747.

Correctly enrolled: HB 190, HB 361, HB 448, HB 557.

Examined by the sponsor (Manuel) and found to be correct: HB 460.

3/12/83

Examined by the sponsor (Daily) and found to be correct: HB 452.

3/14/83

Examined by the sponsor (Eudaily) and found to be correct: HB 402.

Examined by the sponsor (Kitselman) and found to be correct: HB 672, HJR 6.

Examined by the sponsor (Spaeth) and found to be correct: HB 486.

Examined by the sponsor (Addy) and found to be correct: HB 122.

Examined by the sponsor (Stobie) and found to be correct: HB 36.

Examined by the sponsor (Asay) and found to be correct: HB 190.

3/15/83

Examined by the sponsor (Bardanouve) and found to be correct: HB 448.

Examined by the sponsor (Phillips) and found to be correct: HB 361.

Examined by the sponsor (Sands) and found to be correct: HB 557, HB 657.

Delivered to the Governor for his approval at 2:00 p.m., 3/14/83: HB 14, HB 110, HB 227.

Delivered to the Secretary of State at 9:28 a.m., 3/15/83: HJR 2, HJR 15.

Delivered to the Governor for his approval at 9:30 a.m., 3/15/83: HB 18, HB 78, HB 92, HB 116, HB 123, HB 125, HB 128, HB 141, HB 142, HB 152, HB 167, HB 173, HB 181, HB 223, HB 244, HB 255, HB 262, HB 265, HB 268, HB 276, HB 287, HB 304, HB 305, HB 333, HB 338, HB 339, HB 346, HB 353, HB 417, HB 423, HB 433, HB 481, HB 483, HB 488, HB 520, HB 559.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/14/83

SB 317, third reading copy, be amended as follows:

1. Page 17, line 7.

Following: "(4)"

Strike: "shall"

Insert: "may"

2. Page 17, line 8.

Following: "communication"

Insert: "not to exceed \$1500 in cost per year"

3. Page 17, line 7.

Following: "use"

Strike: "any"

And, as amended, be concurred in. Report adopted.

FISH AND GAME (Nilson, Chairman):

3/15/83

SB 387, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/14/83

SB 107, third reading copy, be amended as follows:

1. Page 3, lines 3 and 4.

Strike: "INCLUDING CHARGES BY A LICENSED SOCIAL
WORKER AFFILIATED WITH THE TREATMENT CENTER"

2. Page 4, line 23.

Following: "subsections"

Insert: "(1)(b),"

3. Page 4, line 24.

Following: line 23

Strike: "and"

Insert: " , "

Following: "(2)(b)"

Insert: " , and (2)(d) "

4. Page 5, line 5.

Following: "that"

Insert: " : (a) "

5. Page 5, line 8.

Following: line 7

Insert: "(b) the aggregate maximum benefit for alcoholism and drug addiction of inpatient expenses under basic inpatient policies and contracts plus inpatient and outpatient expenses under major medical policies and contracts may be limited to no less than:

(i) \$4,000 in any 24-month period; and

(ii) \$8,000 in lifetime benefits."

6. Page 6, line 3.

Strike: " , alcoholism, and drug addiction "

7. Page 6, line 6.

Strike: " , "

Insert: " , "

8. Page 6, line 7.

Following: line 6

Insert: "(d) the aggregate maximum benefit for alcoholism and drug addiction of inpatient expenses under basic inpatient policies and contracts plus inpatient and outpatient expenses under major medical policies and contracts may be limited to no less than:

(i) \$4,000 in any 24-month period; and

(ii) \$8,000 in lifetime benefits."

And, as amended, be concurred in. Report adopted.

SB 293, be concurred in. Report adopted.

SB 395, be concurred in. Report adopted.

SB 404, be concurred in. Report adopted.

SB 410, third reading copy, be amended as follows:

3/15/83

1. Statement of intent, page 1, line 13.

Following: "septage."

Insert: "It is further the intent of the Legislature that rules implementing the provisions of this act be adopted by December 31, 1983."

And, as amended, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/15/83

SB 37, third reading copy, be amended as follows:

1. Title, line 7.

Following: "WATER"

Strike: "COURTS"

Insert: "DIVISIONS"

2. Page 1, line 15.

Following: "divisions"

Strike: "and water courts"

3. Page 1, line 19.

Following: "The water"

Strike: "courts"

Insert: "divisions"

4. Page 1, line 20.

Following: "other"

Insert: "division"

Following: "personnel"

Strike: "directed" through "Montana" on line 21

5. Page 3, line 18.

Following: "division"

Strike: "of" through "court" on line 19

And, as amended, be concurred in. Report adopted.

SB 41, be concurred in. Report adopted.

SB 99, be concurred in. Report adopted.

SB 170, third reading copy, be amended as follows:

3/14/83

1. Title, line 7.

Strike: "LIMITING"

Insert: "ELIMINATING"

2. Title, line 9.

Strike: "TO PURCHASE CERTAIN ABANDONED INTERESTS; AMENDING"

Insert: "OF A REAL PROPERTY INTEREST ACQUIRED FOR A PUBLIC USE AND LATER ABANDONED; REPEALING"

3. Page 1, line 15.

Strike: sections 1 and 2 in their entirety

Insert: "Section 1. Repealer. Sections 70-30-321 and 70-30-322, MCA, are repealed."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 371, third reading copy, be amended as follows:

1. Title, line 4.

Following: "THAT"

Strike: "IF"

Insert: "WHEN THE CIRCUMSTANCES OF A CHILD'S CUSTODIAL SITUATION HAVE CHANGED AND WHEN"

2. Title, line 5.

Following: "IN THE"

Insert: "CHILD'S"

Strike: "OF THE CHILD"

3. Title, line 6.

Strike: "WHEN A"

Insert: "IF THE"

Following: "CHILD"

Strike: "AGED"

Insert: "IS"

Following: "YEARS"

Insert: "OF AGE"

Following: "OLDER"

Insert: "AND"

4. Page 1, line 11.

Strike: "shall not"

Insert: "may, in its discretion"

5. Page 1, line 12.

Strike: "unless"

Insert: "if"

6. Page 1, line 18.

Following: "child"

Strike: ". In" through "unless" on line 19

Insert: "and if it further finds that"

And, as amended, be concurred in. Report adopted.

SB 381, be concurred in. Report adopted.

3/15/83

NATURAL RESOURCES (Harper, Chairman):

3/14/83

SB 56, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/14/83

SB 339, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/15/83

HB 890, introduced bill, be amended as follows:

1. Page 1, line 23.

Following: "~~month~~"

Insert: "or"

2. Page 4, lines 20 and 21.

Following: "period" on line 20

Strike: remainder of line 20 through "months" on line 21

And, as amended, do pass. Report adopted.

SB 185, be concurred in. Report adopted.

SB 247, be concurred in. Report adopted.

Adverse Committee Reports

FISH AND GAME (Nilson, Chairman):

3/15/83

SB 383, be not concurred in.

JUDICIARY (D. Brown, Chairman):

3/15/83

SB 23, be not concurred in.

NATURAL RESOURCES (Harper, Chairman):

3/14/83

SB 140, be not concurred in.

SB 406, be not concurred in.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 14, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 7, 46, 59, 85, 138, 159, 214, 216, 233, 289, 355, 432, and 630.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 15, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill March 14, 1983:

House bill 73.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

3/14/83

HB 124, introduced by Eudaily

HB 140, introduced by Eudaily, Lory

HB 157, introduced by Driscoll

HB 201, introduced by Addy, Winslow

HB 286, introduced by Quilici, Lory

HB 577, introduced by McBride, Halligan

HB 619, introduced by Hannah

HB 644, introduced by Yardley, Williams

HB 658, introduced by Nordtvedt, Yardley, Fabrega, et al.

HB 659, introduced by J. Jensen, Jacobson, Menahan, et al.

HB 680, introduced by Jones

HB 693, introduced by Switzer

HB 861, introduced by Quilici, Bardanouve

HJR 20, introduced by Marks, Donaldson, Stobie, et al.

HJR 23, introduced by Bergene, Seifert, Hannah, et al.

HJR 27, introduced by Shontz, Tveit

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/14/83

HB 264, introduced by McBride, Mohar, Marbut, et al.

HB 277, introduced by Smith, Jones, Stobie, et al.

HB 375, introduced by McBride, Fabrega, Harper, et al.

HB 466, introduced by Eudaily, Lory

HB 581, introduced by Fabrega, Bergene, Hemstad, et al.

HB 616, introduced by Holliday, Abrams, Spaeth, et al.

HB 805, introduced by Waldron

House bill not concurred in and returned to the House: 3/14/83

HB 623, introduced by Driscoll

MOTIONS

Representative Vincent moved that consideration on all Senate amendments to House bills be passed until the 71st legislative day. Motion carried.

Representative Vincent moved that SB 94 and HB 544 be placed above HB 590 on the second reading board this day. Representative Vincent withdrew the motion.

Representative Vincent moved that HB 544 be placed below SB 94 and that HB 590 be placed below HB 544 on the second reading board. Motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 50

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 50

Paired: Vincent, Aye; Fagg, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Harp moved that SB 95 be taken from the Committee on Education and Cultural Resources and placed on second reading on the 60th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Metcalf, Mueller, Nilson, O'Connell, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki, Mr. Speaker.

Total 67

Noes: Addy, Bengtson, Bergene, D. Brown, Donaldson, Dozier, Driscoll, Eudaily, Hemstad, Howe, J. Jensen, Keenan, Lory, McBride, Manuel, Menahan, Miller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Saunders, Schye, Spaeth, Williams, Yardley.

Total 29

Excused: Fagg.

Total 1

Absent or not voting: Bardanoue, Daily, Waldron.

Total 3

Representative Pistoria moved that the House reconsider its be not concurred in action on SB 258, second reading on the 58th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kennerly, Keyser, Koehnke, McCormick, Marks, Manuel, Menahan, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 52

Noes: Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Jacobsen, J. Jensen, Kadas, Keenan, Kitselman, Lory, Lybeck, McBride, Metcalf, Mueller, Neuman, Peck, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 46

Excused: Fagg.

Total 1

Absent or not voting: Dozier.

Total 1

Representative Pistoria moved that SB 258 be placed on second reading on the 60th legislative day. Motion carried.

Representative Howe moved that consideration on SB 265 be passed until the 65th legislative day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Schye in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Bardanouve excused at this time.

HB 590 - Representative Kemmis moved that HB 590 be placed below HB 544. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitseiman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 48

Paired: Bardanouve, Vincent, Aye; Fagg, Hannah, No.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Bardanouve present at this time.

HB 17 - That HB 17, second reading copy, be amended as follows:

1. Page 4, line 2.

Following: "windshield."

Insert: "A special or alternate fuels dealer may deliver fuel into the supply tank of a motor vehicle which does not have a decal if the vehicle bears dealer license plates as provided for in 61-4-103.

(6) A duplicate decal may be obtained from the county treasurer upon the owner of the vehicle furnishing satisfactory evidence of such facts as may be necessary to show that the decal has been lost, destroyed, or mutilated."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp,

Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Fagg.

Total 1

Absent or not voting: Bertelsen, Dozier, Harrington, Iverson, Lybeck, Marks, Shontz.

Total 7

That HB 17, second reading copy, be further amended. Amendment failed as follows:

Ayes: Abrams, Asay, Bergene, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Kitselman, Koehnke, Lory, McBride, Manuel, Menahan, Miller, Mueller, Ramirez, Ryan, Sales, Sands, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 43

Noes: Addy, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Lybeck, McCormick, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Seifert, Shontz, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Excused: Fagg.

Total 1

Absent or not voting: Marks.

Total 1

That HB 17, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Asay, Manuel, Sales.

Total 3

Excused: Fagg.

Total 1

Absent or not voting: Marks, Ramirez.

Total 2

HB 168 - Representative Pistoria moved that HB 168 do pass. Representative Waldron made a substitute motion that HB 168 do not pass. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Harrington, Hart, Holliday, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 60

Noes: Asay, Bachini, Bergene, D. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Fabrega, Farris, Hanson, Harp, Harper, Hemstad, Howe, Iverson, J. Jensen, Kennerly, Keyser, Kitselman, Koehnke, McCormick, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ryan, Schultz, Seifert, Solberg, Swift, Underdal, Zabrocki.

Total 38

Excused: Fagg.

Total 1

Absent or not voting: Yardley.

Total 1

Representative Neuman excused at this time.

HB 446 - That HB 446, second reading copy, be amended as follows:

1. Page 7, line 3.

Strike: "1.438%"

Insert: "1.5%"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: D. Brown, Hemstad, Sales, Solberg, Stobie, Switzer, Vinger.

Total 7

Excused: Fagg, Neuman.

Total 2

Absent or not voting: J. Brown, Donaldson, Hannah, Kemmis, Pistoria.

Total 5

That HB 446, second reading copy, be further amended as follows:

1. Page 3, line 1.

Following: "governments"

Insert: "under subsections (2)(a) and (2)(b)"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Stobie.

Total 1

Excused: Fagg, Neuman.

Total 2

Absent or not voting: Dozier, Farris, Menahan, O'Connell, Waldron.

Total 5

Representative Neuman present at this time.

Speaker Pro Tem Brand in the Chair.

That HB 446, second reading copy, be further amended as follows:

1. Page 1, line 21.

Strike: "67%"

Insert: "89%"

Following: "year"

Insert: "for the biennium ending June 1985, and 67% for each year thereafter"

2. Page 1, line 23.

Strike: "33%"

Insert: "11%"

3. Page 1, line 24.

Following: "year"

Insert: "for the biennium ending June 1985, and 33% for each year thereafter"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Jones, Kadas, Keenan,

Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Spaeth, Stobie, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 66

Noes: Asay, Bergene, Bertelsen, Devlin, Ernst, Fabrega, Hand, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, McCormick, Marks, Miller, Mueller, O'Connell, Pistoria, Sales, Schultz, Shontz, Smith, Solberg, Swift, Underdal, Vinger, Wallin, Winslow.

Total 32

Excused: Fagg.

Total 1

Absent or not voting: Connelly.

Total 1

That HB 446, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Fagg.

Total 1

Absent or not voting: Nordtvedt.

Total 1

Representative McCormick excused at this time.

HB 573 - That HB 573 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Solberg, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Bergene, Ellerd, Fabrega, Hannah, Harp, Hemstad, Jones, Miller, Neuman, Nordtvedt, Phillips, Ramirez, Sales, Sands, Seifert, Smith, Spaeth, Swift, Thoft, Wallin.

Total 20

Excused: Fagg, McCormick.

Total 2

Absent or not voting: Bengtson, Pavlovich.

Total 2

Representative Schye in the Chair.

HB 582 - That HB 582, second reading copy, be amended as follows:

1. Page 3, line 13.

Following: "mine"

Insert: ", reduction works, or beneficiation process"

2. Page 3, line 14.

Strike: line 14 in its entirety

Re-number: subsequent subsection

3. Page 3, lines 17 and 18.

Strike: "(15)" on line 17 through "Montana;" on line 18

Re-number: subsequent subsection

4. Page 3, line 19.

Following: "costs"

Insert: "incurred in Montana"

5. Page 4, line 12.

Strike: "allocable"

Insert: "pertaining"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Fagg, McCormick.

Total 2

Absent or not voting: Donaldson, Harrington, Marks, Manuel, O'Connell, Vinger.

Total 6

Representative Switzer moved that HB 582, as amended, do pass.

Representative Yardley made a substitute motion that HB 582, as amended, do not pass. The substitute motion failed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Dozier, Driscoll, Farris, Hammond, Hansen, Harper,

Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, McBride, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Lybeck, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Excused: Fagg, McCormick.

Total 2

Absent or not voting: None.

Total 0

That HB 582, as amended, do pass. Motion carried as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Lybeck, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 54

Noes: Abrams, Addy, Bachini, Bardanouve, Brand, J. Brown, Connelly, Daily, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 42

Excused: Fagg, McCormick.

Total 2

Absent or not voting: O'Connell, Phillips.

Total 2

Representative Kemmis moved that consideration on HB 717, HB 870, HB 896, SB 19, and SB 26 be passed for the day.
Motion carried.

Representative Phillips excused at this time.

SB 94 - That SB 94, third reading copy, be amended as follows:

1. House Taxation Committee amendment 14, dated 3/14/83.

Strike: "July 1, 1984"

Insert: "July 1, 1983"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Fagg, McCormick, Phillips.

Total 3

Absent or not voting: Brand, Lory.

Total 2

Representative Marks moved that consideration on SB 94 be passed for the day. Motion failed as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 49

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 50

Paired: Fagg, Phillips, Ayes; Harrington, Vincent, Noes.

Excused: McCormick.

Total 1

Absent or not voting: None.

Total 0

Representative Phillips present at this time.

Representative O'Connell excused at this time.

That SB 94, third reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Williams, Yardley.

Total 46

Noes: Abrams, Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 54

Paired: Daily, McCormick, O'Connell, Ayes; Fagg, Holliday, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That SB 94, as amended, be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley.

Total 51

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Koehnke, Marks, Manuel, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Paired: Daily, McCormick, O'Connell, Ayes; Fagg, Holliday, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Schye moved that the committee of the whole report be deemed read. Motion carried. Chairman Schye moved the adoption of the committee report. Report adopted. (61-33)

MOTIONS

Representative Pistoria moved that consideration on SB 258 be passed until the 61st legislative day. Representative Pistoria withdrew his motion.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 242 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: Hansen, Waldron.

Total 2

SB 243 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 301 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 302 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 332 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Spaeth, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Harp, Jacobsen, Jones, Kennerly, Koehnke, Neuman, Phillips, Pistoria, Ryan, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin.

Total 31

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 349 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bachini, Farris, Hansen, Kadas, Kennerly, Waldron.

Total 6

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 353 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Kitselman, Schultz, Winslow.

Total 3

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 398 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Ellison, Ernst, Hanson, Ryan, Stobie.

Total 5

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 400 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Jones, Ryan, Stobie.

Total 3

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

SB 421 failed to be concurred in as follows:

Ayes: Abrams, Asay, Bliss, Brand, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Hand, Hanson, Hart, Holliday, Iverson, Jacobsen, Keyser, Koehnke, Manuel, Mueller, Ryan, Sales, Schultz, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Vinger.

Total 31

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Excused: Fagg, McCormick, O'Connell.

Total 3

Absent or not voting: None.

Total 0

COMMUNICATIONS AND PETITIONS

The Speaker appointed the following members to serve on the Consumer Committee:

Representative Hemstad
Representative Quilici

The Speaker appointed the following members to serve on the Administrative Code Committee:

Representative Daily
Representative Kitselman
Representative Schultz
Representative Spaeth

The Speaker appointed the following members to serve on the Legislative Audit Committee:

Representative Bergene
Representative Harp
Representative McBride
Representative Waldron

ANNOUNCEMENTS

The Speaker announced that Friday, March 18, at 5:00 p.m. is the deadline for bill-drafting requests for committee revenue bills.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 16, 1983.

Motion carried.

House adjourned at 10:25 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTIETH LEGISLATIVE DAY

Helena, Montana
March 16, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Speaker Pro Tem Brand in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Howe, Kemmis, excused. Quorum present.

Speaker Pro Tem: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the fifty-eighth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/15/83
Correctly enrolled: HB 422, HB 502, HB 508, HB 509.

BILLS (J. Brown, Vice-Chairman): 3/16/83
Correctly printed: HB 890.
Considered correctly engrossed: HB 573.
Correctly enrolled: HB 51, HB 67, HB 84, HB 131, HB 144, HB 180, HB 263, HB 412, HB 763.
Examined by the sponsor (McBride) and found to be correct: HB 508.

3/15/83
Examined by the sponsor (Asay) and found to be correct: HB 509.
Examined by the sponsor (Pavlovich) and found to be correct: HB 502.
Examined by the sponsor (Peck) and found to be correct: HB 422.
Examined by the sponsor (Fabrega) and found to be correct: HB 763.

3/16/83
Examined by the sponsor (Ream) and found to be correct: HB 263.
Examined by the sponsor (J. Brown) and found to be correct: HB 144, HB 180.

Examined by the sponsor (Harper) and found to be correct: HB 67.
Examined by the sponsor (Lory) and found to be correct: HB 84.
Examined by the sponsor (Yardley) and found to be correct: HB 51.
Signed by the Speaker at 8:26 p.m., 3/15/83: HB 190, HB 361, HB 422, HB 448, HB 502, HB 508, HB 509.

Signed by the Speaker at 8:32 p.m., 3/15/83: SB 62, SB 163, SB 230, SB 240, SB 285, SB 369, HB 36, HB 122, HB 402, HB 452, HB 460, HB 486, HB 657, HB 672, HJR 6.

Signed by the Speaker at 8:52 p.m., 3/15/83: SB 22, SB 132, SB 141, SB 146, SB 180, SB 212, SB 239, HB 205, HB 487, HB 557.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/15/83
SB 184, be concurred in. Report adopted.
SB 292, third reading copy, be amended as follows:

1. Page 2, line 19.

Strike: "may"

Insert: "shall"

2. Page 2.

Strike: lines 21 through 24 in their entirety

And, as amended, be concurred in. Report adopted.

SB 298, be concurred in. Report adopted.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 3/15/83

SB 120, third reading copy, be amended as follows:

1. Title, line 8.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 2, line 18.

Following: line 17

Insert: "Section 2. Effective date. This act is effective July 1, 1983."

And, as amended, be concurred in. Report adopted.

SB 330, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/15/83

SB 114, third reading copy, be amended as follows:

1. Title, line 7.

Following: "REPRESENTATIVE"

Strike: "OR TO THE PUBLIC ADMINISTRATOR"

Insert: "FAMILY, OR OTHER PERSON ENTITLED THERETO"

2. Title, line 9.

Following: "CRIME;"

Strike: "PROVIDING" through "AMENDING" on line 10

Insert: "REPEALING"

3. Page 1.

Following: the enacting clause

Strike: sections 1 and 2 in their entirety

Insert: "Section 1. Disposition of property of deceased — suicide note. (1) Any property of a decedent, or any suicide note composed or purportedly composed by a decedent in the custody of the county coroner shall be held until such time as the county attorney establishes that it is not necessary to hold such property or note to determine the true cause of death, to assist any investigating agency or to be used as evidence in any related criminal court action.

(2) For the purposes of this section, "investigating agency" means any county attorney, the state medical examiner, and any law enforcement agency of this state and any political subdivision of this state having jurisdiction of the death.

(3) When such property or note is no longer needed for evidentiary purposes, it shall be given, upon written request, to the personal representative of the decedent appointed under Title 72 or, if no personal representative is appointed, to the decedent's family or whoever, in the discretion of the county attorney, should receive the property or the note.

Section 2. Repealer. Section 44-3-402, MCA, is repealed."

And, as amended, be concurred in. Report adopted.

LOCAL GOVERNMENT (McBride, Chairman):

3/15/83

SB 412, third reading copy, be amended as follows:

1. Title, line 8.

Following: "7-6-2311,"

Insert: "7-6-2313,"

Following: "7-6-2317,"

Insert: "7-6-2320,"

2. Title, line 10.

Following: "7-6-4221,"

Insert: "7-6-4224,"

Following: "7-6-4228,"

Insert: "7-6-4231,"

3. Page 3, line 2.

Following: "~~June~~"

Strike: "September"

Insert: "July"

4. Page 3, line 7.

Following: "~~June~~"

Strike: "September"

Insert: "July"

5. Page 4.

Following: line 22

Insert: "Section 6. Section 7-6-2313, MCA, is amended to read:

"7-6-2313. Preparation of expenditure program and information on sources of revenue. (1) From those estimates the county clerk and recorder shall prepare a tabulation showing the ~~complete~~ estimated expenditure program of the county for the ~~current~~ next fiscal year and the sources of revenue by which it is to be financed.

(2) The tabulation shall set forth:

(a) the estimated receipts from all sources other than taxation for each office, department, service, institution, or district court program funded by the county for the ~~current~~ next fiscal year;

(b) the ~~actual~~ estimated receipts for the ~~last completed~~ current fiscal year;

(c) the estimated surplus or unencumbered treasury balances at the close of ~~that last~~ the current fiscal year;

(d) the amount necessary to be raised by taxation;

(e) the estimated expenditure for each office, department, service, institution, or district court program funded by the county for the ~~current~~ next fiscal year;

(f) the ~~actual~~ estimated expenditures for the ~~last completed~~ current fiscal year;

(g) all contracts or other obligations which will affect the ~~current~~ next year revenues;

(h) the total amount of emergency warrants issued during the ~~preceeding~~ current fiscal year, with the amount issued for each emergency and the amount issued against each fund."

Renumber: subsequent sections

6. Page 5, line 21.

Strike: "current"

Insert: "next"

7. Page 6.

Following: line 17

Insert: "Section 10. Section 7-6-2320, MCA, is amended to read:

"7-6-2320. Final budget — approval and adoption. (1) The budget as finally determined, in addition to setting out separately each item for which an appropriation or expenditure is authorized and the fund out of which it is to be paid, shall set out:

(a) the total amount appropriated and authorized to be spent from each fund;

(b) the estimated cash balance in the fund at the close of the ~~pre-~~ceding current fiscal year;

(c) the amount estimated to accrue to the fund from sources other than taxation;

(d) the reserve for the next fiscal year; and

(e) the amount necessary to be raised for each fund by tax levy during the ~~current~~ next fiscal year.

(2) The board shall then by resolution approve and adopt the budget as finally determined and enter the budget at length in the official minutes of the board."''

Renumber: subsequent sections

8. Page 6, line 25.

Strike: "current"

Insert: "next"

9. Page 7, line 1.

Strike: "current"

Insert: "next"

10. Page 15, line 4.

Strike: "current"

Insert: "next"

11. Page 16.

Following: line 9

Insert: "Section 20. Section 7-6-4224, MCA, is amended to read:

"7-6-4224. Preparation of expenditure program and information on sources of revenue. (1) From estimates of revenue and disbursements, the clerk shall prepare a tabulation showing the ~~complete~~ estimated expenditure program of the municipality for the ~~current~~ next fiscal year and the sources of revenue by which it is to be financed.

(2) The tabulation shall set forth:

(a) the estimated receipts from all sources other than taxation for each office, department, service, or institution for the ~~current~~ next fiscal year;

(b) the ~~actual~~ estimated receipts for the ~~last completed~~ current fiscal year;

(c) the estimated surplus or unencumbered treasury balances at the close of ~~that last~~ the current fiscal year;

(d) the amount necessary to be raised by taxation;

(e) the estimated expenditure for each office, department, service, or institution for the ~~current~~ next fiscal year;

(f) the ~~actual~~ estimated expenditures for the ~~last completed~~ current fiscal year;

- (g) all contracts or other obligations which will affect the ~~current~~ next year revenues;
- (h) the total amount of emergency warrants issued during the ~~preceeding current~~ fiscal year, with the amount issued for each emergency and the amount issued against each fund.””

Renumber: subsequent sections

12. Page 17, line 3.

Strike: “current”

Insert: “next”

13. Page 18.

Following: line 9

Insert: “Section 24. Section 7-6-4231, MCA, is amended to read:

“7-6-4231. Final budget — approval and adoption. (1) The budget as finally determined, in addition to setting out separately each item for which an appropriation is made or expenditure authorized and the fund out of which it is to be paid, shall set out:

(a) the total amount appropriated and authorized to be spent from each fund;

(b) the estimated cash balance in excess of outstanding unpaid warrants at the close of the ~~preceeding current~~ fiscal year;

(c) the amount estimated to accrue to the fund from sources other than taxation;

(d) the reserve for the next fiscal year; and

(e) the amount necessary to be raised for each fund by tax levy during the ~~current~~ next fiscal year.

(2) The council shall then by resolution approve and adopt the budget as finally determined, and the clerk shall enter it at length in the official minutes of the council.””

Renumber: subsequent sections

14. Page 18, line 17.

Strike: “current”

Insert: “next”

15. Page 18, line 18.

Strike: “current”

Insert: “next”

16. Page 19, line 2.

Strike: “current”

Insert: “next”

17. Page 19, line 3.

Strike: “current”

Insert: “next”

18. Page 20, line 6.

Strike: “current”

Insert: “next”

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE GOVERNOR

Speaker of the House
State Capitol
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bill on March 15:
House bill 14.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House: 3/15/83

HB 135, introduced by Yardley

HB 164, introduced by Donaldson, Winslow

HB 208, introduced by Keyser, Schultz, Hand, et al.

HB 218, introduced by Kitselman

HB 272, introduced by Nilson

HB 274, introduced by Peck, Eudaily

HB 298, introduced by Bertelsen, Fuller

HB 352, introduced by Ream

HB 498, introduced by Peck, Fabrega, Bachini, et al.

HB 546, introduced by Waldron

HB 679, introduced by Jones

House bill concurred in with attached statement of intent and returned
to the House: 3/15/83

HB 851, introduced by Jacobson, Spaeth, Bachini, et al.

House bills concurred in as amended and returned to the House for con-
currence in Senate amendments: 3/15/83

HB 30, introduced by Lory

HB 267, introduced by Kitselman

HB 319, introduced by Manuel

HB 575, introduced by Lory, Winslow, et al.

HB 578, introduced by Miller

HB 653, introduced by Sands

House amendments to Senate bills concurred in: 3/15/83

SB 72, introduced by B. Brown

SB 127, introduced by Hazelbaker

SB 161, introduced by Turnage, B. Brown, et al.

SB 423, introduced by Turnage, B. Brown, Kolstad

SB 430, introduced by Halligan, B. Brown, Berg, et al.

**FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time, and referred to committee:

HB 911, introduced by Hansen, Norman. Referred to Committee on Appropriations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Dozier in the Chair.

Speaker Pro Tem: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 590 - Representative Keyser moved that HB 590 be placed above HB 544. Motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 47

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 49

Paired: Fagg, Marks, Ramirez, Ayes; Howe, Kemmis, Vincent, Noes.

Excused: None.

Total 0

Absent or not voting: Hammond, Koehnke, Manuel, Switzer.
Total 4

Representatives Hammond and Manuel excused at this time.

Representative Fagg present at this time.

That HB 544, second reading copy, be amended as follows:

1. Title, line 11.

Following: "SECTIONS"

Strike: "20-9-316 THROUGH"

Insert: "20-9-318 AND"

2. Title, line 12.

Following: "MCA;"

Insert: "REPEALING SECTIONS 20-9-316 AND 20-9-317, MCA;"

3. Page 1, line 15 through line 18, page 4.

Strike: sections 1 and 2 in their entirety

Renumber: subsequent sections

4. Page 4, line 21.

Strike: "1984-85"

Insert: "1983-84"

Following: "years."

Insert: "For 1983-84 and succeeding school years, the elementary school maximum budget schedule is as follows:"

5. Page 4, line 23.

Strike: "\$19,372"

Insert: "\$18,627"

6. Page 5, line 1.

Strike: "\$19,372"

Insert: "\$18,627"

7. Page 5, line 2.

Strike: "\$809.60"

Insert: "\$778.50"

8. Page 5, line 5.

Strike: "\$26,659"

Insert: "\$25,634"

9. Page 5, line 6.

Strike: "\$809.60"

Insert: "\$778.50"

10. Page 5, line 11.

Strike: "\$42,563"

Insert: "\$40,926"

Strike: "\$507"

Insert: "\$487.50"

11. Page 5, line 19.

Strike: "\$1,881"

Insert: "\$1,809"

12. Page 5, line 20.

Strike: "\$1.83"

Insert: "\$1.76"

13. Page 5, line 23.

Strike: "\$1,771"

Insert: "\$1,703"

14. Page 5, line 24.

Strike: "\$1.67"

Insert: "\$1.61"

15. Page 6, line 3.

Strike: "\$1,437"

Insert: "\$1,382"

16. Page 6, line 13.

Strike: "1984-85"

Insert: "1983-84"

Following: "years."

Insert: "For 1983-84 and succeeding school years, the high school maximum budget schedule is as follows:"

17. Page 6, line 15.

Strike: "\$110,401"

Insert: "\$106,155"

18. Page 6, line 17.

Strike: "\$4,600"

Insert: "\$4,423"

19. Page 6, line 18.

Strike: "\$25.09"

Insert: "\$24.12"

20. Page 6, line 22.

Strike: "\$4,199"

Insert: "\$4,037"

21. Page 6, line 23.

Strike: "\$25.09"

Insert: "\$24.12"

22. Page 7, line 1.

Strike: "\$2,693"

Insert: "\$2,590"

23. Page 7, line 2.

Strike: "\$4.20"

Insert: "\$4.04"

24. Page 7, line 6.

Strike: "\$2,274"

Insert: "\$2,186"

25. Page 7, line 7.

Strike: "\$2.31"

Insert: "\$2.22"

26. Page 7, line 10.

Strike: "\$2,043"

Insert: "\$1,964"

27. Page 7, line 11.

Strike: "42"

Insert: "41"

28. Page 7, line 14.

Strike: "\$1,916"

Insert: "\$1,842"

29. Page 7, line 23.

Following: line 22

Insert: "NEW SECTION. Section 3. Repealer. Sections 20-9-316 and 20-9-317, MCA, are repealed."

ReNUMBER: subsequent section

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Mueller, Neuman, Nilson, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 58

Noes: Addy, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, Keenan, Kemmis, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Williams, Yardley.

Total 42

Paired: Fagg, Hannah, Manuel, Seifert, Ayes; Hammond, Harrington, Howe, Kemmis, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 544, second reading copy, be further amended. Amendment failed as follows:

Ayes: Compton, Devlin, Ellison, Hanson, Jones, Nordtvedt, Ryan, Sales, Sands, Smith, Solberg, Switzer, Underdal, Wallin.

Total 14

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 82

Paired: Nordtvedt, Underdal, Ayes; Hammond, Kemmis, Noes.

Excused: Howe, Manuel.

Total 2

Absent or not voting: Ellerd, Stobie.

Total 2

That HB 544, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Brand, D. Brown, Daily, Darko, Ellison, Harrington, Keenan, McBride, McCormick, Menahan, Miller, Nisbet, Pavlovich, Quilici, Sales, Sands, Wallin.

Total 17

Excused: Hammond, Howe, Kemmis, Manuel.

Total 4

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Speaker Pro Tem Brand in the Chair. Chairman Dozier moved the adoption of the committee report. Report adopted. (85-9)

COMMUNICATIONS AND PETITIONS

Former Governor Forrest H. Anderson addressed the members of the House.

Representative Vincent moved that the House adjourn until 4:30 p.m., March 17, 1983.

Motion carried.

House adjourned at 5:23 p.m.

Joe Brand, Speaker Pro Tem

Jo Ann F. Owens, Chief Clerk

SIXTY-FIRST LEGISLATIVE DAY

Helena, Montana
March 17, 1983

House Chambers
State Capitol

House convened at 4:48 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Harrington, Howe, Keyser, O'Connell, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the fifty-ninth and sixtieth legislative days, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/16/83
Correctly engrossed: HB 17, HB 446, HB 582.

BILLS (J. Brown, Vice-Chairman): 3/17/83
Correctly engrossed: HB 544.

Correctly enrolled: HB 124, HB 135, HB 140, HB 157, HB 164, HB 201, HB 208, HB 218, HB 272, HB 274, HB 286, HB 298, HB 352, HB 498, HB 546, HB 577, HB 619, HB 644, HB 658, HB 659, HB 679, HB 680, HB 693, HB 861, HJR 20, HJR 23, HJR 27.

Examined by the sponsor (Menahan) and found to be correct: HB 131.

3/16/83

Examined by the sponsor (Bardanoue) and found to be correct: HB 412.

Examined by the sponsor (Jensen) and found to be correct: HB 659.

3/17/83

Examined by the sponsor (Jones) and found to be correct: HB 679, HB 680.

Examined by the sponsor (Eudaily) and found to be correct: HB 124, HB 140.

Examined by the sponsor (Marks) and found to be correct: HJR 20.

Examined by the sponsor (Switzer) and found to be correct: HB 693.

Examined by the sponsor (Kitelman) and found to be correct: HB 218.

Examined by the sponsor (Bergene) and found to be correct: HJR 23.

Examined by the sponsor (Bertelsen) and found to be correct: HB 298.

Examined by the sponsor (Hand) and found to be correct: HB 619.

Examined by the sponsor (Nordtvedt) and found to be correct: HB 658.

Examined by the sponsor (Yardley) and found to be correct: HB 135, HB 644.

Examined by the sponsor (Addy) and found to be correct: HB 201.

Examined by the sponsor (Waldron) and found to be correct: HB 546.

Examined by the sponsor (Nilson) and found to be correct: HB 272.

Examined by the sponsor (Ream) and found to be correct: HB 352.

Examined by the sponsor (Quilici) and found to be correct: HB 286, HB 861.

Examined by the sponsor (Driscoll) and found to be correct: HB 157.

Examined by the sponsor (Peck) and found to be correct: HB 274, HB 498.

Examined by the sponsor (McBride) and found to be correct: HB 577.

Examined by the sponsor (Shontz) and found to be correct: HJR 27.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/16/83

SB 259, third reading copy, be amended as follows:

1. Statement of intent, line 5.

Following: "section"

Strike: "5"

Insert: "4"

2. Statement of intent, line 7.

Following: line 6

Strike: "14"

Insert: "12"

3. Statement of intent, line 11.

Following: "expenses."

Insert: "The Legislature intends that a penalty be established by rule for failure to apply for renewal of a license required by 81-22-208. The penalty should be sufficient to encourage renewal of licenses."

4. Statement of intent, line 13.

Following: "Section"

Strike: "14"

Insert: "12"

5. Page 15, lines 2 and 3.

Following: "livestock"

Strike: "exempt" through "less" on line 3

6. Page 34, line 13.

Following: "established by"

Insert: "a rule of"

And, as amended, be concurred in. Report adopted.

SB 278, be concurred in. Report adopted.

SB 279, be concurred in. Report adopted.

SB 294, be concurred in. Report adopted.

SB 415, third reading copy, be amended as follows:

1. Page 6, line 7.

Following: "Any"

Insert: "person offering for sale a"

And, as amended, be concurred in. Report adopted.

APPROPRIATIONS (Bardanoue, Chairman):

3/17/83

HB 892, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/16/83

SB 221, be concurred in. Report adopted.

SB 269, be concurred in. Report adopted.

SJR 17, third reading copy, be amended as follows:

3/15/83

1. Page 2, line 8.

Following: "structure"

Insert: "utilizing current surplus electricity"

2. Page 2, line 11.

Following: "facilities"

Insert: "if those lower rates will in no way cause increased rates for other regional BPA customers"

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/16/83

SB 418, third reading copy, be amended as follows:

1. Title, line 14.

Following: "MCA;"

Insert: "PROVIDING A TERMINATION DATE;"

2. Page 5, line 14.

Strike: "(4)"

Insert: "NEW SECTION. Section 4. Termination date."

Strike: "rules"

Insert: "limitations"

3. Page 5, lines 14 and 15.

Strike: "subsection (1) are effective until such time as"

Insert: "subsections (1) through (3) of [section 3] terminated when"

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 447, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/16/83

SB 7, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

3/17/83

SB 210, be concurred in. Report adopted.**SB 215**, be concurred in. Report adopted.**SB 273**, third reading copy, be amended as follows:

1. Page 1, line 20.

Strike: "with an"

Insert: "in which his"

Following: "wage"

Insert: "was"

Following: "to"

Insert: "10% of the average weekly wage calculated pursuant to 39-51-2201(3)"

2. Page 1, lines 21 and 22.

Strike: "the" on line 21 through "period" on line 22

And, as amended, be concurred in. Report adopted.

HB 902, introduced bill, be amended as follows:

1. Page 15, line 6.

Strike: "\$750,000"

Insert: "\$12,720,000"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

3/16/83

SB 204, be concurred in. Report adopted.**SB 227**, third reading copy, be amended as follows:

1. Page 3, lines 12 and 13.

Following: "for" on line 12

Strike: line 12 through "including" on line 13

2. Page 3, line 21.

Following: line 20

Insert: "NEW SECTION. Section 5. Coordination instruction. If House Bill 446, including the amendments to sections 90-6-303 and 90-6-304 relating to the administrative and operating expenses of the hard-rock mining impact board, is passed and approved, this act is void."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

TAXATION (Yardley, Chairman):

3/16/83

HB 550, do not pass.

HB 829, do not pass.

Speaker Pro Tem Brand in the Chair.

SB 383 - Representative Nilson moved that the adverse committee report on SB 383 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Connelly, Curtiss, Pistoria, Ryan.

Total 4

Excused: Daily, Harrington, Howe, Keyser, O'Connell.

Total 5

Absent or not voting: Bardanouve, Hannah, Kemmis, Stobie.

Total 4

SB 23 - Representative D. Brown moved that the adverse committee report on SB 23 be adopted. Motion carried as follows:

Ayes: Asay, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 67

Noes: Abrams, Addy, Bengtson, Bergene, Bliss, Compton, Connelly, Curtiss, Donaldson, Ellerd, Hemstad, Iverson, Kitselman, Marks, Neuman, Nordtvedt, Pistoria, Ramirez, Sales, Sands, Saunders, Schultz, Spaeth, Thoft, Waldron.

Total 25

Excused: Daily, Harrington, Howe, Keyser, O'Connell.

Total 5

Absent or not voting: Bardanouve, Fagg, Kemmis.

Total 3

Speaker Kemmis in the Chair.

SB 140 - Representative Harper moved that the adverse committee report on SB 140 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Bengtson, Bliss, Curtiss, Ellerd, Ellison, Ernst, Hannah, R. Jensen, Jones, Marks, Nordtvedt, Peck, Phillips, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Winslow.

Total 25

Excused: Daily, Harrington, Howe, Keyser, O'Connell.

Total 5

Absent or not voting: Bardanouve, McCormick, Thoft.

Total 3

SB 406 - Representative Harper moved that the adverse committee report on SB 406 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bliss, Curtiss, Ernst, Marks, Seifert, Swift.

Total 6

Excused: Daily, Harrington, Howe, Keyser, O'Connell.

Total 5

Absent or not voting: Bardanouve, McCormick.

Total 2

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 16, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 110, 116, 123, 128, 339, 353, 423, 433, 481, 483, 488, and 559.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 17, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 78, 125, 141, 152, 173, 265, 268, 333, and 346.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/16/83, acceded to the request of the House for the return of SB 258, introduced by Thomas, Lee, Shaw, et al., and is returning said bill to the House for further consideration.

House bills concurred in and returned to the House: 3/16/83

HB 203, introduced by Veleber, Lory, Fagg, et al.

HB 207, introduced by Waldron

HB 247, introduced by Ryan, Manning, Ernst

HB 269, introduced by J. Brown, Van Valkenburg

HB 324, introduced by Veleber

HB 337, introduced by Metcalf, Hazelbaker, O'Connell, et al.

HB 436, introduced by Harp, Berg, Thomas, et al.

HB 556, introduced by Asay, Switzer, Iverson

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/16/83

HB 212, introduced by Fabrega, Mazurek, Christiaens, et al.

HB 219, introduced by Hannah, Jensen

HB 245, introduced by Addy, J. Jensen, Bergene

HB 250, introduced by Vincent, Fabrega, Harper, et al.

HB 434, introduced by Smith, Hammond, Jones, et al.

HB 441, introduced by Abrams, Neuman, Harp, et al.

HB 504, introduced by Zabrocki, Curtiss, Brand, et al.

HB 541, introduced by Phillips

HB 627, introduced by Dozier

HB 642, introduced by Yardley, Brand, Menahan, et al.

HB 781, introduced by Driscoll, requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, failed to pass the Senate and is returned to the House with the following vote: 3/16/83

<u>Senate</u>	<u>House of Representatives</u>
Yeas - 7	Yeas - 70
Nays - 43	Nays - 29

HB 832, introduced by Fabrega, Kemmis, Nordtvedt, et al., requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate as amended and is returned to the House for concurrence in Senate amendments with the following vote: 3/15/83

<u>Senate</u>
Yeas - 11
Nays - 38

HB 194, introduced by Swift, Mueller, Hannah, et al., requiring adoption by an affirmative roll call vote of two-thirds of all the members of the Legislature, passed the Senate as amended and is returned to the House for concurrence in Senate amendments with the following vote: 3/15/83

<u>Senate</u>
Yeas - 37
Nays - 11

MOTIONS

Representative Vinger moved that consideration on HB 511 be passed until the 62nd legislative day. Motion carried.

Representative Neuman moved that HB 590 be taken from second reading and referred to the Committee on Education and Cultural Resources. Motion carried.

Representative Neuman moved that HB 594 be taken from second reading and referred to the Committee on Taxation. Motion carried.

Representative Harper moved that SB 41 be taken from second reading and referred to the Committee on Natural Resources. Motion carried.

Representative Waldron moved that HB 896 be placed at the top of the second reading board. Motion carried.

Representative Harp moved that SB 95 be placed below HB 896 on second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Connelly in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Fagg was excused from the chamber during discussion of HB 896 due to a possible conflict of interest.

HB 896 - That HB 896 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Brand, D. Brown, Keenan, Keyser, Menahan, Pavlovich, Quilici.

Total 7

Paired: Ramirez, Aye; Keyser, No.

Excused: Daily, Harrington, Howe, O'Connell.

Total 4

Absent or not voting: Bardanouve, Fagg.

Total 2

Representatives Bliss, Devlin, Ellison, Lybeck, Schultz, and Switzer excused at this time.

SB 95 - That SB 95 be concurred in. Motion failed as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Iverson, Jacobsen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, Mueller, Pistoria, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Zabrocki.

Total 49

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Farris, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Keenan, Kemmis, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Winslow, Yardley.

Total 49

Paired: Bliss, Devlin, Ellison, Harp, Keyser, Lybeck, Mueller, Schultz, Switzer, Ayes; Addy, Daily, Donaldson, Harrington, Keenan, Menahan, Metcalf, Nordtvedt, Vincent, Noes.

Excused: Howe, O'Connell.

Total 2

Absent or not voting: None.

Total 0

Representative Vincent moved that SB 95 be not concurred in. Representative Harp made a substitute motion that consideration on

SB 95 be passed for the day. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Compton, Connelly, Curtiss, Darko, Donaldson, Ellerd, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Iverson, Jacobsen, Jones, Kadas, Kennerly, Kitselman, Koehnke, Marks, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 49

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Dozier, Driscoll, Eudaily, Farris, Harper, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Keenan, Kemmis, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley.

Total 40

Excused: Bliss, Daily, Devlin, Ellison, Harrington, Howe, Keyser, Lybeck, O'Connell, Schultz, Switzer.

Total 11

Absent or not voting: None.

Total 0

Representative Ryan excused at this time.

HB 717 - That HB 717 do pass. Motion failed as follows:

Ayes: Asay, Compton, Curtiss, Ellerd, Ernst, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Sales, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Winslow.

Total 32

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 57

Paired: Curtiss, Keyser, Ayes; Harrington, Kadas, Noes.

Excused: Bliss, Daily, Devlin, Ellison, Howe, Lybeck, O'Connell, Ryan, Schultz, Switzer.

Total 10

Absent or not voting: Pistoria.

Total 1

That HB 717 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf,

Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Noes: Asay, Compton, Curtiss, Ellerd, Ernst, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Sales, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Winslow.

Total 32

Paired: Harrington, Kadas, Ayes; Curtiss, Keyser, Noes.

Excused: Bliss, Daily, Devlin, Ellison, Howe, Lybeck, O'Connell, Ryan, Schultz, Switzer.

Total 10

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Connelly moved the adoption of the committee report. Report adopted. (79-5)

MOTIONS

Representative Waldron moved that the rules be temporarily suspended to allow HB 896 to be placed on third reading this day. Motion carried.

REPORTS OF STANDING COMMITTEES

LOCAL GOVERNMENT (McBride, Chairman):

3/17/83

SB 173, be concurred in. Report adopted.

SB 345, be concurred in. Report adopted.

SB 428, third reading copy, be amended as follows:

1. Title, line 7.

Following: "YEAR;"

Insert: "AMENDING SECTION 85-3-104, MCA;"

2. Page 1, line 15.

Strike: "Commission"

Insert: "Commissioner"

3. Page 5, lines 3 and 4.

Following: "activities" on line 3

Strike: "in conjunction with the state of Montana"

Insert: "as provided by [section 12]"

4. Page 7, line 15.

Following: "activities"

Strike: "in conjunction with the department"

Insert: "as provided by [section 12]"

5. Page 11, line 23.

Following: line 22

Strike: "request to department"

Insert: "determination of need for weather modification operation"

6. Page 12, line 9.

Following: "may" on line 9

Strike: remainder of subsection (2)

Insert: "proceed with the activities needed to initiate and conduct the requested operation."

7. Page 12, lines 13 through 18.

Strike: section 13 in its entirety

Renumber: subsequent sections

8. Page 12.

Following: line 18

Insert: "Section 14. Section 85-3-104, MCA, is amended to read:

"85-3-104. Nonliability of state and agents for acts of private persons. Nothing in this chapter shall be construed to impose or accept any liability or responsibility on the part of the state, the board, the department, ~~or~~ any state officials or employees or a county weather authority, its officers or employees, for any weather modification and control activities of any private person or group."

9. Page 12, line 20.

Following: "through"

Strike: "13"

Insert: "12"

10. Page 12, line 22.

Following: "through"

Strike: "13"

Insert: "12"

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

HB 550 - Representatives Yardley, Williams, Neuman, Keenan, Dozier, Zabrocki, Ream, Spaeth, Driscoll, Quilici, Vincent, Veleber, Nilson, McBride, Nisbet, Schye, Brand, Saunders, Metcalf, and Kemmis objected to the adverse committee report on HB 550, and requested that the bill be printed and placed on second reading.

3/17/83

HB 829 - Representatives Yardley, Williams, Nilson, Ream, McCormick, Bertelsen, Ryan, Ernst, Harp, Bachini, Nisbet, Keenan, Spaeth, Jensen, Solberg, Manuel, Brand, Schye, Fabrega, and Harper objected to the adverse committee report on HB 829, and requested that the bill be printed and placed on second reading.

3/17/83

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 912, introduced by Ellerd, Boylan. Referred to Committee on Appropriations.

HB 913, introduced by Harper, Hansen, Metcalf, Ream, Hart, Veleber, Kennerly, Zabrocki, Lory, Roush, Yardley, J. Hammond, Peck, Kemmis, Eudaily. Referred to Committee on Taxation.

HB 914, introduced by Asay, Spaeth, Williams, Yardley, Saunders, Addy, Ellison, Hager, Iverson. Referred to Committee on Natural Resources.

HJR 35, introduced by Jacobsen, Holliday, Spaeth, Saunders, Roush, Koehnke, Bachini, Ernst, Hanson, Lybeck, Schultz, Bliss, R. Jensen, Underdal, Ellerd, Ryan, Bengtson, (By Request of the House Committee on Agriculture, Livestock and Irrigation). Referred to Committee on Agriculture, Livestock and Irrigation.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 573 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Stobie, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 68

Noes: Bergene, Ellerd, Fabrega, Hannah, Harp, Hemstad, Jones, Miller, Neuman, Nordtvedt, Phillips, Ramirez, Sales, Sands, Seifert, Solberg, Spaeth, Swift, Thoft, Wallin.

Total 20

Paired: Keyser, Aye; Ramirez, No.

Excused: Bliss, Daily, Devlin, Ellison, Harrington, Howe, Lybeck, O'Connell, Ryan, Schultz, Switzer.

Total 11

Absent or not voting: D. Brown.

Total 1

SB 94 concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Kadas, Keenan, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 51

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Koehnke, Marks, Manuel, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Paired: Addy, D. Brown, Daily, Harrington, Keenan, Lybeck, McBride, Metcalf, Nisbet, O'Connell, Quilici, Schye, Ayes; Asay, Bliss, Devlin, Ellison, Fagg, Howe, Iverson, Keyser, Ryan, Schultz, Seifert, Switzer, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 896 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Brand, Keyser, McBride, Pavlovich.

Total 4

Paired: Ramirez, Aye; Keyser, No.

Excused: Bliss, Daily, Devlin, Ellison, Harrington, Howe, Lybeck, O'Connell, Ryan, Schultz, Switzer.

Total 11

Absent or not voting: D. Brown, Fagg, Solberg.

Total 3

Representative Fagg was excused from voting on HB 896 due to a possible conflict of interest.

ANNOUNCEMENTS

The Speaker reminded the members that Friday, March 18, at 5:00 p.m. is the deadline for bill-drafting requests for committee revenue bills.

Representative Vincent moved that the House adjourn until 3:30 p.m., March 18, 1983.

Motion carried.

House adjourned at 7:32 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-SECOND LEGISLATIVE DAY

Helena, Montana
March 18, 1983

House Chambers
State Capitol

House convened at 3:30 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Howe, excused. Quorum present.

COMMUNICATIONS AND PETITIONS

STATE OF MONTANA

PROCLAMATION

WHEREAS, Walter H. Marshall has, since 1947, been an active and diligent participant in a wide array of civic, educational, political and business activities and a leader in the field of veteran's affairs through his distinguished service with the Veterans of Foreign Wars of the United States; and

WHEREAS, Walter H. and Doris Marsolais Marshall gave Helena and the State of Montana a legacy of great theatre with their formation and operation of the Old Brewery Theatre for more than two decades; and

WHEREAS, Walter H. and Doris Marsolais Marshall have devoted more than three decades of public service to Montana.

NOW, THEREFORE, I, TED SCHWINDEN, Governor of the State of Montana, do hereby proclaim Friday, March 18, 1983, as

WALTER AND DORIS MARSHALL DAY IN MONTANA

and do urge all Montanans to join with me in public appreciation and commendation of these special Montanans.

IN WITNESS WHEREOF, I have hereunto
set my hand and caused the GREAT SEAL
OF THE STATE OF MONTANA to be affixed.

DONE at the City of Helena, the Capital,
this fifteenth day of March, in the
year of our LORD, one thousand and nine
hundred and eighty-three.

TED SCHWINDEN
Governor of Montana

ATTEST:

JIM WALTERMIRE
Secretary of State

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/18/83

Correctly printed: HB 550, HB 829, HB 892, HB 902.

Considered correctly engrossed: HB 896.

Examined by the sponsor (Keyser) and found to be correct: HB 208.

3/17/83

Examined by the sponsor (Donaldson) and found to be correct: HB 164.

Signed by the Speaker at 1:18 p.m., 3/18/83: HB 51, HB 67, HB 84,

HB 131, HB 144, HB 263, HB 412, HB 763, SB 4, SB 70, SB 158,

SB 177, SB 195, SB 196, SB 226, SB 236.

Delivered to the Governor for his approval at 10:55 a.m.,
3/18/83: HB 36, HB 122, HB 190, HB 205, HB 361, HB 402,
HB 422, HB 448, HB 452, HB 460, HB 486, HB 487, HB 502,
HB 508, HB 509, HB 557, HB 657, HB 672.

Delivered to the Secretary of State at 10:45 a.m., 3/18/83: HJR 6.

FISH AND GAME (Nilson, Chairman):

3/17/83

SB 126, third reading copy, be amended as follows:

1. Title, line 7.

Strike: "OR LEASES PRIVATE"

Insert: "REAL"

2. Page 1, line 22.

Strike: "PRIVATE"

Insert: "REAL"

3. Page 1, line 23.

Strike: "or leases"

And, as amended, be concurred in. Report adopted.

SB 448, third reading copy, be amended as follows:

1. Statement of intent, line 12.

Following: "sections."

Insert: "It is intended that the license fees to be set by the department be in an amount commensurate with the costs of processing the applications and administering the provisions of the act."

2. Page 1.

Following: line 13

Insert: "(1) 'Department' means the department of fish, wildlife, and parks."

Renumber: subsequent subsections

3. Page 2, line 3.

Strike: "sections 1 through 21"

Insert: "section 16"

4. Page 2, line 4.

Strike: "licensee"

Insert: "operator"

5. Page 2, line 15.

Strike: "may"

Insert: "shall"

6. Page 4, line 1.

Strike: "may"

Insert: "shall"

7. Page 4, line 2.

Strike: "only"

8. Page 4, line 7.

Strike: "may"

Insert: "shall"

9. Page 4, line 17.

Following: "number of"

Insert: "remaining"

10. Page 4, line 17.

Strike: "farm"

11. Page 4, line 18.

Strike: "that the applicant will raise thereon"

12. Page 5, line 23.

Following: "provisions"

Strike: remainder of line 23 through "conditions" on line 24

13. Page 6, line 8.

Strike: "as it considers"

Insert: "as may be determined"

14. Page 6, line 17.

Strike: "game"

Insert: "farm"

15. Page 6, lines 23 and 24.

Strike: subsection (1) in its entirety

Re-number: subsequent subsections

16. Page 7, lines 2 and 3.

Strike: "attach to"

Insert: "otherwise cause to accompany"

17. Page 7, line 10.

Strike: "24 hours of"

Insert: "a reasonable time after"

18. Page 7, lines 15 through 17.

Strike: subsection (1) in its entirety

Re-number: subsequent subsections

19. Page 7, line 20.

Following: "farm,"

Insert: "only"

20. Page 8, line 14.

Strike: "by number"

21. Page 8, line 18.

Following: "game"

Insert: "farm"

22. Page 8, line 19.

Following: "game"

Insert: "farm"

23. Page 8, line 23.

Following: "farm"

Insert: "except as provided in [section 5]"

24. Page 8, line 25.

Following: the first "game"

Insert: "farm"

25. Page 9, line 6.

Strike: "must"

Insert: "may"

26. Page 9, line 9.

Strike: "indigenous"

Following: "game"

Insert: "farm"

Following: "animal"

Insert: "indigenous to the state"

27. Page 9, line 22.

Following: "enforce"

Insert: "only such"

Following: "rules"

Insert: "as are"

28. Page 9, line 24.

Strike: "must"

Insert: "may"

29. Page 10, line 20.

Following: "valid."

Insert: "(1)"

30. Page 10, line 21.

Strike: "may"

Insert: "shall"

31. Page 10, line 22.

Following: "license"

Strike: remainder of line 22 through "section" on line 25

Insert: ". (2) A game bird farm having a valid license on October 1, 1983, shall receive a game bird farm license.

(3) A fur farm having a valid license on October 1, 1983, shall receive a fur farm license."

32. Page 11, line 2.

Following: "35],"

Strike: "game"

Insert: "the following definitions apply: (1) "Game""

33. Page 11.

Following: line 5

Insert: "(2) "Game bird farm" means an enclosed area upon which game birds may be kept for purposes of obtaining, rearing in captivity, keeping, and selling game birds or parts of game birds as authorized under [sections 20 through 35]."

34. Page 12, line 4.

Strike: "may"

Insert: "shall"

35. Page 12, line 15.

Following: "If"

Insert: "the"

36. Page 12, line 16.

Strike: "may"

Insert: "shall"

37. Page 12, line 17.

Strike: "only"

38. Page 12, line 22.

Following: "rule"

Strike: remainder of line 22 through "renewal" on line 23

39. Page 13, line 7.

Following: "provision"

Strike: remainder of line 7 through "license" on line 9

Insert: "under which the license was granted"

40. Page 13, line 18.

Following: the second "facilities"

Strike: remainder of line 18 through "or" on line 20

Insert: "and"

41. Page 13, line 20.

Following: "such farm"

Strike: remainder of line 20 through "time" on line 21

Insert: "on a scheduled basis or on such other reasonable basis as may be determined necessary"

42. Page 14, line 6.

Following: "game"

Insert: "farm"

43. Page 14, line 21.

Following: "enforce"

Insert: "only such"

Following: "rules"

Insert: "as are"

44. Page 14, line 22.

Strike: "must"

Insert: "may"

45. Page 17, line 17.

Strike: "furbearer"

Insert: "the following definitions apply: (1) "Furbearer"'"

46. Page 17.

Following: line 19

Insert: "(2) "Fur farm" means the enclosed land area upon which furbearers may be kept for purposes of obtaining, rearing in captivity, keeping, and selling furbearers or parts of furbearers as authorized under [sections 36 through 48]."

47. Page 18, line 14.

Strike: "may"

Insert: "shall"

48. Page 19, line 1.

Strike: "may"

Insert: "shall"

49. Page 19, line 2.

Strike: "only"

50. Page 19, line 7.

Following: "rule"

Strike: remainder of line 7 through "renewal" on line 8

51. Page 19, line 16.

Following: "provision"

Strike: remainder of line 16 through "license" on line 18

Insert: "under which it was granted"

52. Page 20, line 2.

Following: "farm"

Strike: remainder of line 2 through "or" on line 3

Insert: "and"

53. Page 20, line 4.

Strike: "at any reasonable time"

Insert: "on a scheduled basis or on such other reasonable basis as may be determined necessary"

54. Page 21, line 4.

Following: "enforce"

Insert: "only such"

Following: "rules"

Insert: "as are"

55. Page 21, line 5.

Strike: "must"

Insert: "may"

56. Page 21.

Following: line 23

Insert: "Section 49. Fee limitation for multiple licenses. If a person is issued more than one license under [sections 1 through 48], the total assessment for initial fees or for renewal fees for all licenses issued to such person may not exceed the amount of the largest individual license fee.

Section 50. Waiver of initial fee. No initial license fee may be assessed against any person who held a game farm, game bird farm, or fur farm permit on October 1, 1983, unless there is a break in licensing of more than 1 year."

Renumber: subsequent sections

57. Page 22, line 2.

Strike: "48"

Insert: "49"

58. Page 22, line 4.

Strike: "48"

Insert: "49"

59. Page 11, line 1.

Following: "defined."

Insert: "(1)"

60. Page 17, line 16.

Following: "Definition."

Insert: "(1)"

And, as amended, be concurred in. Report adopted.

Representative Manuel excused at this time.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 18, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 167, 181, 223, 227, 244, 255, 262, 287, 305, 338, 417, and 520.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House: 3/17/83

HB 94, introduced by Ellison

HB 315, introduced by Wallin, Lory, Peck, et al.

HB 492, introduced by Dozier

HB 514, introduced by Spaeth

HB 626, introduced by Bardanouve

HB 764, introduced by Nilson

HJR 18, introduced by Quilici, Boylan, Van Valkenburg, et al.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/17/83

HB 35, introduced by Daily

HB 83, introduced by Hemstad, Driscoll, Dozier, et al.

HB 231, introduced by Brand, Hemstad

HB 299, introduced by Harrington, Lynch, Stimatz, et al.

HB 429, introduced by Hannah, Fagg

HB 490, introduced by Fabrega

HB 507, introduced by Hannah, Fagg

HB 562, introduced by Harper, Roush, Metcalf, et al.

HB 656, introduced by Vinger

HB 691, introduced by Brand, Pavlovich, Williams, et al.

HB 721, introduced by Wallin, Fagg, Nordtvedt, et al.

HJR 5, introduced by Fabrega, Bertelsen, Metcalf, et al.

House amendments to Senate bill concurred in: 3/17/83

SB 101, introduced by Graham

House bill not concurred in and returned to the House: 3/17/83

HB 192, introduced by Schultz, Keyser, Winslow, Ernst, et al.

MOTIONS

Representative Harp moved that consideration on SB 95 be passed until the 64th legislative day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keyser in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Manuel excused at this time.

HB 511 - That HB 511, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hannah, Hanson, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, O'Connell, Peck, Phillips, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Winslow, Zabrocki.

Total 46

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Pistoria, Quilici, Ream, Ryan, Seifert, Shontz, Spaeth, Stobie, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Yardley.

Total 52

Excused: Howe, Manuel.

Total 2

Absent or not voting: None.

Total 0

That HB 511, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Compton, Curtiss, Devlin, Ellison, Fagg, Hanson, J. Jensen, Jones, Keyser, Kitselman, Roush, Schye, Smith, Spaeth, Swift, Switzer.

Total 17

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Solberg, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Excused: Howe, Manuel.

Total 2

Absent or not voting: Fabrega, Hansen, Winslow.

Total 3

Representative Neuman excused at this time.

Representative Bardanouve moved that HB 511 do pass. Representative Yardley made a substitute motion that HB 511 do not pass. The substitute motion failed as follows:

Ayes: Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Harp, Hart, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, McCormick, Marks, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Schultz,

Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 44

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 56

Paired: Marks, Seifert, Vinger, Ayes; Howe, Manuel, Neuman, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That HB 511, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bengtson, Brand, D. Brown, Compton, Curtiss, Daily, Devlin, Dozier, Driscoll, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hanson, Harrington, Hart, Iverson, Jacobsen, Kitselman, Koehnke, McCormick, Marks, Menahan, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Yardley.

Total 47

Noes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Darko, Donaldson, Ellerd, Eudaily, Fagg, Farris, Hansen, Harp, Harper, Hemstad, Holliday, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, Metcalf, Miller, Mueller, O'Connell, Peck, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 50

Excused: Howe, Manuel, Neuman.

Total 3

Absent or not voting: None.

Total 0

That HB 511 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Holliday, Howe, J. Jensen, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Mueller, Neuman, Nordtvedt, Peck, Quilici, Ream, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 51

Noes: Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Harp, Hart, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, McCormick, Marks, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips,

Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.
Total 49

Paired: Howe, Manuel, Neuman, Ayes; Marks, Seifert, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representatives Manuel and Neuman present at this time.

HB 870 - That HB 870 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: None.

Total 0

Excused: Howe.

Total 1

Absent or not voting: Dozier, Fagg, O'Connell, Seifert, Shontz.

Total 5

SB 19 - That SB 19 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 92

Noes: None.

Total 0

Excused: Howe.

Total 1

Absent or not voting: Dozier, Marks, Schultz, Seifert, Shontz, Underdal, Vinger.

Total 7

Representative Marks excused at this time.

SB 26 - That SB 26 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Bachini, Brand, Nordtvedt, Sales.

Total 4

Excused: Howe, Marks.

Total 2

Absent or not voting: Dozier, Hart, Kennerly, Seifert.

Total 4

Representatives Donaldson and O'Connell excused at this time.

SB 56 - That SB 56 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Ryan, Stobie, Switzer.

Total 4

Excused: Donaldson, Howe, Marks, O'Connell.

Total 4

Absent or not voting: Bardanouve, Bliss, Dozier, Driscoll, R. Jensen, Quilici, Seifert.

Total 7

SB 99 - That SB 99 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan,

Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Donaldson, Howe, Marks, O'Connell.

Total 4

Absent or not voting: Bardanouve, Dozier, Driscoll, R. Jensen, Quilici, Seifert, Stobie.

Total 7

Representative Thoft excused at this time.

SB 157 - That SB 157 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Smith.

Total 1

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Bardanouve, Dozier, Ellison, R. Jensen, Peck, Sands, Seifert, Stobie.

Total 8

SB 185 - That SB 185 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Hansen.

Total 1

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: D. Brown, Dozier, Ellerd, Pavlovich, Stobie.

Total 5

SB 206 - That SB 206 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Dozier, Ellerd, Ellison, Hannah, Manuel, Underdal.

Total 6

SB 207 - That SB 207 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Dozier, Ellerd, Ellison, Hannah, Manuel, Underdal, Winslow.

Total 7

SB 246 - Representative Kadas moved that SB 246 be concurred in. Representative Daily made a substitute motion that consideration on SB 246 be passed for the day. The substitute motion carried.

SB 247 - Representative Yardley moved that consideration on SB 247 be passed for the day. Motion carried.

SB 276 - That SB 276 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Ellerd, Jones, Kemmis, Shontz, Stobie.

Total 5

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Seifert, Underdal.

Total 2

Representative Manuel excused at this time.

SB 277 - That SB 277 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Donaldson, Howe, Marks, Manuel, O'Connell, Thoft.

Total 6

Absent or not voting: Schultz.

Total 1

Representative Manuel present at this time.

SB 293 - That SB 293 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie,

Swift, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Curtiss, Hannah, Harper, J. Jensen, Keyser, Ramirez, Switzer, Veleber.

Total 8

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Bardanouve, Ellerd, Seifert.

Total 3

SB 297 - That SB 297 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Waldron.

Total 1

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Connelly, Dozier, Fagg, Seifert.

Total 4

SB 300 - That SB 300 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Nordtvedt.

Total 2

Excused: Donaldson, Howe, Marks, O'Connell, Thoft.

Total 5

Absent or not voting: Dozier, Ellerd, Hansen, Seifert.

Total 4

Committee on Appropriations and Legislative Audit Committee
excused at this time.

SB 319 - That SB 319 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Eudaily, Farris, Hammond, Hand, Hansen, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 48

Noes: Abrams, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Harper, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 42

Excused: Donaldson, Harp, Howe, Lory, McBride, Marks, O'Connell, Thoft, Waldron, Winslow.

Total 10

Absent or not voting: None.

Total 0

SB 325 - That SB 325 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, O'Connell, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 20

Absent or not voting: Compton, Harrington.

Total 2

SB 336 - That SB 336, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Bachini, Brand, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McCormick, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Ream, Saunders, Spaeth, Veleber, Vincent, Williams, Yardley.

Total 33

Noes: Abrams, Asay, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hanson, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Miller, Mueller,

Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Zabrocki.
Total 42

Paired: J. Jensen, Aye; Ernst, No.

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 22

Absent or not voting: D. Brown, R. Jensen, Wallin.
Total 3

That SB 336 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley.
Total 75

Noes: Zabrocki.
Total 1

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 23

Absent or not voting: Mueller.
Total 1

SB 339 - Representative Vincent moved that consideration on SB 339 be passed for the day. Motion carried.

SB 346 - That SB 346 be concurred in. Motion failed as follows:

Ayes: Bliss, Brand, Compton, Curtiss, Devlin, Ellerd, Hand, Hanson, Jacobsen, R. Jensen, Keyser, Koehnke, Miller, Mueller, Nordtvedt, Phillips, Pistoria, Ryan, Sales, Schultz, Seifert, Swift, Switzer, Underdal, Vinger.
Total 25

Noes: Abrams, Addy, Asay, Bachini, Bertelsen, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McCormick, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Ramirez, Ream, Sands, Saunders, Schye, Solberg, Spaeth, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.
Total 50

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 23

Absent or not voting: Jones, Smith.

Total 2

That SB 346 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McCormick, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sands, Saunders, Schye, Solberg, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 52

Noes: Bliss, Brand, Compton, Curtiss, Devlin, Ellerd, Hand, Hanson, Jacobsen, R. Jensen, Keyser, Koehnke, Miller, Mueller, Nordtvedt, Sales, Schultz, Seifert, Smith, Swift, Switzer, Underdal, Vinger.

Total 23

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 23

Absent or not voting: Ramirez, Spaeth.

Total 2

Representative Abrams excused at this time.

SB 354 - That SB 354 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Ellison, Hansen.

Total 2

SB 358 - That SB 358 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders,

Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Williams, Zabrocki.

Total 69

Noes: Farris, Hansen, J. Jensen, Sales, Switzer, Wallin, Yardley.

Total 7

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: None.

Total 0

SB 373 - That SB 373 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Neuman.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Brand.

Total 1

SB 381 - Representative D. Brown moved that consideration on SB 381 be passed for the day. Motion carried.

SB 382 - That SB 382 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ream, Ryan, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Hannah, Ramirez, Sales, Sands, Seifert, Swift.

Total 6

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Harper.

Total 1

SB 387 - That SB 387 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 65

Noes: Brand, Fagg, Hannah, Lybeck, Seifert, Vinger.

Total 6

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: D. Brown, Driscoll, R. Jensen, Nordtvedt, Pavlovich.

Total 5

SB 388 - That SB 388 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, McCormick, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Seifert, Smith, Spaeth, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: Ellerd, Hannah, Hansen, Koehnke, Miller, Sales, Schultz, Swift, Switzer.

Total 9

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Ernst, Harp, Hemstad, Howe, Lory, McBride, Marks, Manuel, Menahan, O'Connell, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 23

Absent or not voting: D. Brown, Ellison, Iverson, Pavlovich, Solberg.

Total 5

Committee on Appropriations present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keyser moved that the committee of the whole report be deemed read. Motion carried. Chairman Keyser moved the adoption of the committee report. Representative D. Brown made a substitute motion that HB 511 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (71-22)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 17 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Asay, Brand, Devlin, Donaldson, Ellison, Manuel, Sales, Switzer.

Total 8

Excused: Abrams, Bergene, Harp, Howe, McBride, Marks, O'Connell, Thoft, Waldron.

Total 9

Absent or not voting: Ellerd, Fabrega.

Total 2

HB 446 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Nordtvedt, Sales.

Total 2

Excused: Abrams, Bergene, Harp, Howe, McBride, Marks, O'Connell, Waldron.

Total 8

Absent or not voting: Ellerd.

Total 1

HB 582 passed as follows:

Ayes: Asay, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 55

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington,

Hart, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.
Total 39

Paired: Marks, Seifert, Swift, Ayes; Kadas, O'Connell, Waldron, Noes.

Excused: Abrams, Bergene, Harp, Howe, McBride.
Total 5

Absent or not voting: Hand.
Total 1

MOTIONS

Representative D. Brown moved that SB 381 be taken from second reading and referred to the Committee on Judiciary. Motion carried.

Representative Yardley moved that SB 247 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that the House adjourn until 10:00 a.m., March 19, 1983.

Motion carried.

House adjourned at 9:04 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-THIRD LEGISLATIVE DAY

Helena, Montana
March 19, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except J. Brown, Howe, Thoft, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the sixty-first legislative day, find the same to be correct.

J. Brown, Vice-Chairman

SPECIAL ORDERS OF THE DAY

To commemorate Charles Russell's birthday (1864-1926), Ed Noonan, poet and legislative attache, read the following original poem:

Poem I

Russell stood in the House gallery.
He stared at the wall where his painting would be.
Between him and the wall
On the floor of the House
Sat a mixture of statesmen and roustabouts
A mixture of heroes and clowns
Whose word would soon be law
In every city and town of Montana
A land that Russell knew well
A land that he would paint on that wall.

He thought about triumph
And he thought about greed
He thought about grandeur and mighty steeds.
He thought about tomorrow and destiny and death.
He thought about his colors
And about the West.
He thought about the men below
The villains and the saints.
Then his hands took over
And he went to his paints.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/18/83

Correctly enrolled: HB 203, HB 269, HB 337, HB 436.

Signed by the Speaker at 5:51 p.m., 3/18/83: HB 164, HB 208, SB 224, SB 243, SB 245, SB 291, SB 308, SB 400, SB 420, SJR 15, SJR 18.

Signed by the Speaker at 7:10 p.m., 3/18/83: SB 65, SB 72, SB 87, SB 108, SB 117, SB 127, SB 130, SB 161, SB 209, SB 213, SB 301, SB 302, SB 332, SB 352, SB 353, SB 409, SB 423, SB 430, SB 455, SJR 21.

The Speaker having declared a conflict of interest on HB 180 and excused from action on the bill, Speaker Pro Tem Brand signed at 5:20 p.m., 3/18/83: HB 180.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman): 3/19/83

Recommend that at the close of business March 19, 1983, the following
employment be terminated:

Myrna Phipps	Page
Stephanie Perkins	Page
Kim Brown	Page
Maggie Schoonen	Page
Glenda Roush	Page
Dan Lemire	Page
Katherine Slezak	Page
Brian Novak	Page
Becky Graham	Page

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/18/83

HJR 32, do pass. Report adopted.

SB 305, be concurred in. Report adopted.

SB 340, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman): 3/18/83

SJR 3, be concurred in. Report adopted.

SJR 7, be concurred in. Report adopted.

SJR 10, be concurred in. Report adopted.

SB 446, third reading copy, be amended as follows:

1. Statement of intent, line 9.

Following: "fees"

Strike: ", and in cooperation with other state agencies to adopt
health and safety standards for personal-care facilities"

2. Statement of intent, line 25.

Following: "responsibility."

Insert: "While SB 446 prohibits direct provision of nursing services
by the personal care or roominghouse/retirement home licensee,
there is no intention to prevent those services from being delivered
by any provider legally authorized to do so."

3. Title, lines 15 and 16.

Following: ""RETIREMENT HOME""

Strike: "TO COMPLETELY EXCLUDE NURSING SERVICES"

4. Page 2, line 6.

Following: "(2)"

Insert: "(a)"

Following: "2]"

Insert: "and subsection (2)(b)"

5. Page 2.

Following: line 9

Insert: "(b) Subsection (1)(a) applies only if the resident is a recipi-
ent of medical services, as provided under 53-6-111, and delivered
by a home health agency, as defined in 50-5-101 or who is a recipi-
ent of medical assistance as provided under 53-6-111 [and
HB 424]."

6. Page 2, line 17.

Following: "shall"

Insert: ", in consultation with the department of social and rehabili-
tation services,"

7. Page 3, line 12.

Following: "shall"

Insert: ", in consultation with the department of social and rehabilitation services,"

8. Page 3, line 15.

Strike: "(2) The department, in cooperation with other state agencies, shall adopt health and safety standards for various types of personal-care facilities."

Renumber: subsequent subsection

9. Page 10, line 1.

Following: "than"

Strike: "three"

Insert: "four"

10. Page 10, line 13.

Following: "~~skills~~"

Strike: "as provided in [sections 1 through 6]"

Insert: "which do not require nursing skills"

11. Page 14, line 6.

Following: ""Roominghouse""

Insert: ""Boardinghouse""

12. Page 14, line 13.

Following: line 12

Strike: "services"

Insert: "or personal care services provided by the facility"

13. Page 14, line 23.

Following: line 22

Strike: "prohibited"

Insert: "or personal care services by the facility prohibited."

(1) Hotels, motels, boardinghouses, roominghouses, or similar accommodations may not provide professional nursing services or personal care services. A resident of a hotel, motel, boardinghouse, roominghouse, or similar accommodation may have personal care, medical, or nursing-related services provided for him in such facility by a third-party provider"

14. Page 15, line 2.

Following: "~~(2)~~"

Insert: "(2)"

15. Page 15, line 6.

Following: "appropriate"

Insert: "care or"

16. Page 15, line 9.

Following: line 8

Insert: "Section 10. Coordination instruction. If House Bill 424 is not passed and approved, the bracketed reference to HB 424 in section 1 is stricken."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/18/83

HB 903, do pass. Report adopted.

SB 370, third reading copy, be amended as follows:

1. Page 14, line 3.

Following: "the"

Insert: "property,"

2. Page 14, line 4.

Following: "rights"

Insert: ", or interests"

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/18/83

SB 137, be concurred in. Report adopted.

SB 267, be concurred in. Report adopted.

SB 309, third reading copy, be amended as follows:

1. Title, line 8.

Strike: "DEFINITIONS"

Insert: "DEFINITION"

Strike: ""LOBBYIST" AND"

2. Page 2, line 2.

Following: "BUSINESS"

Insert: ", financial, and occupational"

3. Page 3, line 3.

Strike: "BEFORE"

4. Page 3, lines 10 through 13.

Strike: "OTHER" on line 10 through "PURPOSES" on line 13

Insert: "in the event the person engaged in such practice expends \$1,000 per calendar year or more exclusive of personal travel and living expenses"

5. Page 6, line 4.

Following: "expenses"

Insert: "excluding personal living expenses"

6. Page 6, line 9.

Following: "means"

Insert: ":(a)"

7. Page 6, line 16.

Following: "organizations"

Insert: "; and (b) present or past employment from which benefits, including retirement allowances, are received"

8. Page 9.

Following: line 11

Insert: "(iv) travel expenses;"

Re-number: subsequent subsections

9. Page 11.

Following: line 16

Insert: "NEW SECTION. Section 5. Coordination instruction. (1) If Senate Bill No. 339, including a section of that bill amending 5-7-101, is passed and approved, the following language contained in 5-7-101 as amended in section 1 of this act is stricken: "to require elected officials to make public their business, financial, and occupational interests,".

(2) If Senate Bill No. 339, including a section of that bill amending 5-7-102, is passed and approved, the amendments to 5-7-102(12) contained in section 2 of this act are void."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

SB 311, third reading copy, be amended as follows:

1. Page 1, lines 22 and 23.

Strike: subsection (4) in its entirety

Renumber: subsequent subsections

2. Page 1, line 24.

Following: “,”

Insert: “and”

3. Page 2, line 1.

Strike: “; and”

Insert: “.”

4. Page 2, line 4.

Strike: subsection (7) in its entirety

And, as amended, be concurred in. Report adopted.

SB 314, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/17/83

SB 384, third reading copy, be amended as follows:

1. Title, line 10.

Following: “REFUND”

Insert: “OR CREDIT WITH INTEREST”

2. Title, line 11.

Following: “OVERCHARGES”

Strike: “OR”

Insert: “AND”

Following: “REVISED”

Strike: “SECOND-HALF”

3. Title, line 12.

Following: “IN”

Strike: “THE CURRENT TAX YEAR”

Insert: “ACCORDANCE WITH THE OPTION CHOSEN”

4. Page 3, line 4.

Following: “TAXES”

Insert: “,”

Following: “METHODS”

Insert: “or establishment of a credit against 1983 property taxes, but must be common for all taxing jurisdictions in the county. In no case shall refunds be made to delinquent taxpayers”

5. Page 3, line 5.

Strike: “MAY 1”

Insert: “June 30”

6. Page 3, line 13.

Following: “COLLECTIONS.”

Insert: “The allowable credit against 1983 taxes must be clearly identified within the local government entity’s fiscal 1983-84 budget, and the amount credited to each taxpayer must be indicated on the tax notice. A credit program must include the amount of excess tax plus interest computed at the average rate of interest earned by the county on long- and short-term investments from January through

July 1983. A taxpayer who paid taxes for 1982 in full and who owes no tax for 1983 must be offered a cash refund in lieu of a credit against taxes."

7. Page 3, line 23.

Following: "61-3-509"

Insert: "and state aid received under 61-3-536"

8. Page 3, line 25.

Following: "TAX"

Insert: "and state aid"

9. Page 4, line 2.

Following: "COUNTY."

Insert: "All references or comparisons to 1982 mill levies by any taxing jurisdiction must be to the recalculated mill levies."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 19, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 18, 142, 276, and 304.

Sincerely,

Ted Schwinden
Governor

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 19, 1983

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

Dear Representative Kemmis and Senator Stephens:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 92 "AN ACT TO AUTHORIZE THE ADMINISTRATIVE CODE COMMITTEE TO OBJECT TO ANY RULE UPON THE GROUND THAT IT WAS ADOPTED IN SUBSTANTIAL VIOLATION OF THE PROCEDURAL OR SUBSTANTIVE AUTHORITY DELEGATED TO THE AGENCY; REQUIRING THE AGENCY, AFTER OBJECTION BY THE COMMITTEE, TO PROVE THE LAWFULNESS OF THE RULE; ALLOWING COST AND ATTORNEY FEES AGAINST THE AGENCY IF THE RULE IS INVALIDATED BY COURT JUDGMENT; AMENDING SECTION 2-4-506, MCA," without my signature and recommend the following amendments.

House Bill No. 92, as passed, allows a court in Section 1(4) to award costs and reasonable attorney fees against an agency if it failed to meet

the burden of proof imposed by this Act — even if the agency acted in good faith. The amendment I am proposing would allow a court to award costs and fees against an agency if the agency failed to meet the burden of proof, and if the agency adopted the rule in arbitrary or capricious disregard for the purposes of the authorizing statute. Good faith state actions should not be penalized.

Furthermore, language on page 3, line 13 of House Bill No. 92 provides that a bill can be declared invalid if it “was not adopted in substantial compliance with 2-4-302, 2-4-303, and 2-4-305.” However, Section 2-4-305(7), an existing provision in the Administrative Procedure Act, already provides that a rule is invalid unless adopted in substantial compliance with those sections. In the second amendment, I am proposing to delete this repetitive language from House Bill No. 92.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to HB 92

1. Page 2, line 23.

Following: “subsection”

Insert: “and the court finds that the rule was adopted in arbitrary and capricious disregard for the purposes of the authorizing statute”

2. Page 3, line 13.

Following: “INTENT”

Strike: “OR WAS NOT in substantial compliance with 2-4-302, 2-4-303, and 2-4-305”

Sincerely,

Ted Schwinden
Governor

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 19, 1983

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

Dear Representative Kemmis and Senator Stephens:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 82, “AN ACT AUTHORIZING SPECIAL LICENSE PLATES FOR VETERANS WITH 100-PERCENT SERVICE-CONNECTED DISABILITIES FOR HANDICAPPED INDIVIDUALS AND FOR FORMER PRISONERS OF WAR; AND PROVIDING A DELAYED EFFECTIVE DATE,” without my signature and recommend the attached amendment for the following reasons.

Under Section 4, the holder of special license plates who disposes of his vehicle “shall” affix those plates to another vehicle “that meets the requirements of [section 1, 2, or 3].” First, Sections 1, 2, and 3 do not prescribe requirements for motor vehicles, but rather establishes a procedure for obtaining special license plates. Secondly, the mandatory language of

Section 4 overlooks the situation where a special license plate holder does not acquire another vehicle.

For clarification, I am proposing amendments to authorize rather than require the placement of special plates on another vehicle and to eliminate the requirement that the other vehicle meet the requirements of Sections 1, 2, and 3.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 82

1. Page 2, line 24.

Following: "and"

Insert: "may"

2. Page 2, lines 24 and 25.

Following: "vehicle" on line 24

Strike: "that meets the requirements of [section 1, 2, or 3]"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House amendments to Senate bills concurred in:

3/18/83

SB 242, introduced by Gage, Towe

SB 349, introduced by Dover, Galt, Kolstad, et al.

SB 398, introduced by Boylan, Fabrega, Quilici, et al.

House bills concurred in and returned to the House:

3/18/83

HB 200, introduced by Ream, D. Brown, Addy, et al.

HB 270, introduced by Driscoll, Mohar, Dozier, et al.

HB 489, introduced by Bardanouve

HB 505, introduced by Bardanouve

HB 530, introduced by Bardanouve

HB 531, introduced by Bardanouve

HB 532, introduced by Bardanouve

HB 533, introduced by Bardanouve

HB 554, introduced by Howe, Christiaens, Halligan, et al.

HB 568, introduced by Harper

HB 670, introduced by Fagg, Sands

HB 696, introduced by Fagg

HB 766, introduced by Asay, Fagg, Harp, et al.

HJR 12, introduced by Swift, Bardanouve, Ream, et al.

HJR 26, introduced by Ernst

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/18/83

HB 151, introduced by Peck, Berg, Bardanouve, et al.

HB 169, introduced by Eudaily, Daily, Schultz, et al.

HB 427, introduced by Holliday

HB 437, introduced by Neuman, Tveit, Asay, et al.

HB 660, introduced by Hansen, Christiaens

HB 887, introduced by Marks, Kemmis

House bills not concurred in and returned to the House: 3/18/83

HB 171, introduced by Williams, Yardley

HB 291, introduced by Swift, Thoft, Phillips, et al.

HB 451, introduced by Menahan, Driscoll

HB 645, introduced by Sales

House bill indefinitely postponed and returned to the House: 3/18/83

HB 8, introduced by Ryan

MOTIONS

Representative Pistoria moved that consideration on SB 258 be passed until the 64th legislative day. Motion carried.

Representative Winslow moved that consideration on SB 107 be passed until the 65th legislative day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Ream in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative J. Brown present at this time.

Representative Bergene excused at this time.

HB 511 - That HB 511, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bachini, Bengtson, Bertelsen, D. Brown, Compton, Daily, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hannah, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kadas, Keenan, Keyser, Kitselman, Koehnke, McCormick, Menahan, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Solberg, Spaeth, Stobie, Switzer, Winslow.

Total 44

Noes: Abrams, Addy, Bardanouve, Bliss, Brand, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hansen, Hanson, Harp, Harper, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Peck, Ramirez, Saunders, Schultz, Schye, Seifert,

Shontz, Smith, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 53

Excused: Bergene, Howe, Thoft.

Total 3

Absent or not voting: None.

Total 0

That HB 511, second reading copy, be amended as follows:

1. Title, line 6.

Strike: "AND THE LIQUOR EXCISE TAX"

2. Title, line 8.

Strike: "16-1-401,"

3. Page 1, line 12 through line 1, page 2.

Strike: section 1 in its entirety

Renumber: subsequent sections

4. Page 2, line 8.

Strike: "15"

Insert: "16"

5. Page 2, line 10.

Strike: "15"

Insert: "16"

6. Page 2, line 17.

Strike: "78.4%"

Insert: "79.75%"

7. Page 2, line 19.

Strike: "21.6%"

Insert: "20.25%"

8. Page 3, line 12.

Strike: "78.4%"

Insert: "79.75%"

9. Page 3, line 13.

Strike: "15-cent"

Insert: "16-cent"

Amendment passed as follows:

Ayes: Asay, Bachini, Bengtson, Bertelsen, D. Brown, Compton, Daily, Dozier, Driscoll, Ellison, Fabrega, Hammond, Hand, Hannah, Hansen, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, McCormick, Menahan, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Shontz, Solberg, Spaeth, Stobie, Switzer, Winslow, Yardley.

Total 49

Noes: Abrams, Addy, Bardanouve, Bliss, Brand, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ernst, Eudaily, Fagg, Farris, Hanson, Harp, Harper, Hart, J. Jensen, R. Jensen, Jones, Kemmis, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Peck, Saunders, Seifert, Smith, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 46

Excused: Bergene, Howe, Thoft.

Total 3

Absent or not voting: Nilson, Schye.

Total 2

Representative J. Brown excused at this time.

That HB 511, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bertelsen, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Fagg, Farris, Hannah, Hanson, Holliday, Iverson, J. Jensen, R. Jensen, Keyser, Kitselman, Lory, Marks, Menahan, Mueller, O'Connell, Pavlovich, Ramirez, Roush, Ryan, Sands, Schultz, Schye, Solberg, Swift, Switzer, Underdal, Vinger, Winslow.

Total 38

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Saunders, Seifert, Shontz, Smith, Spaeth, Stobie, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 57

Excused: Bergene, J. Brown, Howe, Thoft.

Total 4

Absent or not voting: Fabrega.

Total 1

That HB 511, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Nisbet, O'Connell, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Vinger.

Total 33

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Excused: Bergene, J. Brown, Howe, Thoft.

Total 4

Absent or not voting: Harp, Harrington, Pistoria, Shontz, Winslow.

Total 5

Representative Shontz excused at this time.

That HB 511, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley.
Total 56

Noes: Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Harp, Hart, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, McCormick, Marks, Miller, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Winslow, Zabrocki.
Total 41

Paired: J. Brown, Howe, Ayes; Seifert, Swift, Noes.

Excused: Bergene, Shontz, Thoft.
Total 3

Absent or not voting: None.
Total 0

SB 246 - That SB 246 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bertelsen, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 67

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ernst, Hannah, Hanson, Hemstad, Jones, Keyser, Neuman, Roush, Ryan, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger.
Total 25

Excused: Bergene, J. Brown, Howe, Shontz, Thoft.
Total 5

Absent or not voting: Bardanouve, Donaldson, Sales.
Total 3

Representatives Bergene and Brown present at this time.

Representatives Dozier, Driscoll, J. Jensen, Peck, Quilici, Spaeth, Swift, Veleber, Waldron, and Wallin excused at this time.

SB 339 - That SB 339 be concurred in. Motion failed as follows:

Ayes: Abrams, Asay, Bliss, Devlin, Donaldson, Ellison, Eudaily, Hanson, Holliday, Jones, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Miller, Mueller, Phillips, Pistoria, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Underdal.
Total 28

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier,

Driscoll, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 68

Paired: Bliss, Ellison, Hanson, Jones, Keyser, Phillips, Seifert, Smith, Swift, Ayes; Dozier, Driscoll, J. Jensen, Peck, Quilici, Spaeth, Veleber, Vincent, Waldron, Noes.

Excused: Howe, Thoft, Wallin.

Total 3

Absent or not voting: Ellerd.

Total 1

That SB 339 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Abrams, Asay, Bliss, Devlin, Donaldson, Ellison, Eudaily, Hanson, Holliday, Jones, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Miller, Mueller, Phillips, Pistoria, Ryan, Seifert, Smith, Solberg, Stobie, Swift, Underdal.

Total 27

Paired: Dozier, Driscoll, J. Jensen, Peck, Quilici, Spaeth, Veleber, Vincent, Waldron, Ayes; Bliss, Ellison, Hanson, Jones, Keyser, Phillips, Seifert, Smith, Swift, Noes.

Excused: Howe, Thoft, Wallin.

Total 3

Absent or not voting: None.

Total 0

Representatives Peck, Spaeth, and Wallin present at this time.

Representative R. Jensen excused at this time.

SB 392 - That SB 392 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz,

Solberg, Spaeth, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Keyser, Nordtvedt, Schultz, Stobie.

Total 4

Excused: Dozier, Driscoll, Howe, J. Jensen, R. Jensen, Quilici, Swift, Thoft, Veleber, Waldron.

Total 10

Absent or not voting: Bardanouve, Bengtson, Bliss, Brand, Devlin, Donaldson, Harrington, Menahan, Smith.

Total 9

SB 395 - Representative Farris moved that SB 395 be concurred in. Representative Marks made a substitute motion that consideration on SB 395 be passed for the day. The substitute motion carried.

Representative Fabrega excused at this time.

SB 403 - That SB 403 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Eudaily, Farris, Hammond, Hand, Hannah, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 71

Noes: Curtiss, Ernst, Hanson, Keyser, Phillips, Ryan, Schultz, Stobie, Underdal, Vinger.

Total 10

Excused: Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Quilici, Swift, Thoft, Veleber, Waldron.

Total 11

Absent or not voting: Bardanouve, Donaldson, Ellison, Fagg, Hansen, Menahan, Nordtvedt, Williams.

Total 8

SB 404 - Representative Metcalf moved that SB 404 be placed below SB 37. Motion carried.

SB 422 - That SB 422 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Quilici, Swift, Thoft, Veleber, Waldron.

Total 11

Absent or not voting: Bardanouve, Daily, Donaldson, Fagg, Manuel, Menahan, Roush, Smith, Vinger, Williams.

Total 10

Representative Waldron present at this time.

SB 425 - That SB 425, third reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Compton, Curtiss, Donaldson, Ellerd, Ellison, Eudaily, Hannah, Jones, Kitselman, Lory, Nordtvedt, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Switzer, Underdal, Vinger, Wallin.

Total 22

Noes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Ernst, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 63

Excused: Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Quilici, Swift, Thoft, Veleber.

Total 10

Absent or not voting: Bardanouve, Devlin, Fagg, McCormick, Manuel.

Total 5

Representative Lory excused at this time.

SB 425 - Representative Farris moved that SB 425 be concurred in. Representative Ellerd made a substitute motion that SB 425 be not concurred in. Representative Ellerd withdrew the substitute motion. Thereupon, Representative Farris' motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Ellerd, Sales, Stobie, Underdal.

Total 4

Paired: Dozier, Driscoll, Ayes; Ellerd, Underdal, Noes.

Excused: Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 10

Absent or not voting: Bardanouve, Ellison, Nordtvedt.

Total 3

Representatives Connelly, Manuel, and Waldron excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Ream moved the adoption of the committee report. Report adopted. (76-7)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 544 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Ellerd, Ellison, Harrington, McBride, Nisbet, Sales, Sands.

Total 7

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

HB 870 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Harrington.

Total 2

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 19 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: Ramirez.

Total 1

SB 26 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Peck, Sales, Stobie.

Total 4

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 56 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan,

Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Brand, Ryan, Stobie, Switzer.

Total 4

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: Hansen.

Total 1

SB 99 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 157 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 185 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bachini, Bardanouve, Brand, Peck.

Total 4

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: O'Connell.

Total 1

SB 206 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Menahan, Nordtvedt, Peck.

Total 4

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 207 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush,

Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Brand.

Total 1

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 276 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: D. Brown, Jones, Shontz, Switzer.

Total 4

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 277 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Addy, D. Brown, Hammond, Hand, Marks, Neuman, Peck.

Total 7

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: Devlin.

Total 1

SB 293 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Hannah, Keyser, Switzer.

Total 3

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 297 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Waldron.

Total 1

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

Representative Bertelsen excused at this time.

SB 300 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Hand, Nordtvedt.

Total 3

Excused: Bertelsen, Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 14

Absent or not voting: None.

Total 0

Representative Bertelsen present at this time.

SB 319 concurred in as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, Daily, Darko, Donaldson, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 49

Noes: Abrams, Asay, Bardanoue, Bengtson, Bliss, J. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin.

Total 38

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 325 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 84

Noes: Switzer, Waldron.

Total 2

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: Yardley.

Total 1

SB 336 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 84

Noes: Asay, Stobie, Zabrocki.

Total 3

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thofo, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 346 failed to be concurred in as follows:

Ayes: Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Hand, Harp, Hemstad, Jacobsen, Keyser, Koehnke, Miller, Mueller, Nordtvedt, O'Connell, Pistoria, Ryan, Sales, Stobie, Underdal.

Total 21

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Daily, Darko, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jones, Kadas, Keenan, Kennerly, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thofo, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 354 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Hammond, Neuman, Peck.

Total 3

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 358 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 82

Noes: Hansen, Sales, Switzer, Wallin, Yardley.

Total 5

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 373 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: None.

Total 0

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 382 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Hannah, Harper, Peck, Ramirez, Roush, Sales, Sands.

Total 7

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 387 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Hannah, Lybeck, Peck, Seifert, Vinger.

Total 6

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: None.

Total 0

SB 388 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, McBride, McCormick, Marks, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Ellerd, Hannah, Hansen, Koehnke, Miller, Sales.

Total 6

Excused: Connelly, Dozier, Driscoll, Fabrega, Howe, J. Jensen, R. Jensen, Lory, Manuel, Quilici, Swift, Thoft, Veleber.

Total 13

Absent or not voting: Lybeck.

Total 1

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Ream in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Harp, McCormick, Nordtvedt, and Pistoria excused at this time.

SB 432 - That SB 432 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 76

Noes: Hannah.

Total 1

Excused: Dozier, Driscoll, Fabrega, Harp, Howe, J. Jensen, R. Jensen, Lory, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Swift, Thoft, Veleber.

Total 16

Absent or not voting: Bardanouve, D. Brown, Connelly, Fagg, Marks, Seifert, Williams.

Total 7

SB 435 - That SB 435 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 74

Noes: Hanson, Seifert, Solberg, Stobie, Underdal.

Total 5

Excused: Dozier, Driscoll, Fabrega, Harp, Howe, J. Jensen, R. Jensen, Lory, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Swift, Thoft, Veleber.

Total 16

Absent or not voting: Bardanouve, Connelly, Hansen, Harrington, Williams.

Total 5

Representatives Fagg and Kemmis excused at this time.

SB 445 - That SB 445 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hart, Hemstad, Holliday, Iverson, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Vincent, Waldron, Winslow, Zabrocki.

Total 62

Noes: Bliss, Curtiss, Hanson, Jacobsen, Koehnke, Nordtvedt, Ryan, Seifert, Solberg, Stobie, Underdal, Vinger, Wallin, Yardley.

Total 14

Paired: Hannah, Aye; Nordtvedt, No.

Excused: Dozier, Driscoll, Fabrega, Fagg, Harp, Howe, J. Jensen, R. Jensen, Kemmis, Lory, McCormick, Manuel, Pistoria, Quilici, Swift, Thoft, Veleber.

Total 17

Absent or not voting: Connelly, Devlin, Harrington, Pavlovich, Ramirez, Roush, Williams.

Total 7

Representative Shontz excused at this time.

SB 453 - That SB 453 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Ellerd, Ellison, Ernst, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Dozier, Driscoll, Fabrega, Fagg, Harp, Howe, J. Jensen, R. Jensen, Kemmis, Lory, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Shontz, Swift, Thoft, Veleber.

Total 19

Absent or not voting: Brand, Connelly, Devlin, Donaldson, Eudaily, Harrington, Williams.

Total 7

Representatives J. Jensen, Lory, Shontz, Swift, and Veleber present at this time.

Representative Bengtson excused at this time.

HB 665 - That HB 665, second reading copy, be amended. Representative Ellison moved that the amendment be divided. Motion carried.

That HB 665, second reading copy, be amended as follows:

1. Page 1, lines 24 and 25.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

2. Page 2, lines 15 and 16.

Strike: "—EXEMPTION" through "THE" on line 16

Insert: ". The"

3. Page 2, line 22.

Following: "user."

Strike: line 22 through line 2, page 3

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 68

Noes: Bachini, Bliss, Daily, Farris, Hanson, J. Jensen, Jones, Keenan, Menahan, Roush, Ryan, Schye, Seifert, Stobie, Swift.

Total 15

Excused: Bengtson, Dozier, Driscoll, Fabrega, Fagg, Harp, Howe, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.

Total 15

Absent or not voting: Harrington, Williams.

Total 2

Representative J. Jensen excused at this time.

That HB 665, second reading copy, be further amended as follows:

1. Page 6, line 25.

Following: "STATE"

Insert: "may be expended by the department of commerce for rail project assistance priorities identified through the Montana rail planning process"

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Waldron, Winslow, Yardley, Zabrocki.

Total 61

Noes: Abrams, Ellerd, Ellison, Hannah, Jacobsen, Jones, Kitselman, Koehnke, Peck, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Underdal, Vinger, Wallin.

Total 18

Excused: Bengtson, Dozier, Driscoll, Fabrega, Fagg, Harp, Howe, J. Jensen, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.

Total 16

Absent or not voting: Daily, Donaldson, Hansen, Harrington, Williams.

Total 5

Representative Connelly excused at this time.

Representatives Fabrega and J. Jensen present at this time.

That HB 665, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 665

A statement of intent is required for HB 665 because in section 9 the Department of Commerce is empowered to adopt rules for the expenditure of money to subsidize rail passenger service. The intention of the legislature is to assist in restoring Amtrak service on Montana's southern route. Expenditures from the Railway Improvement Account may be made only to support Amtrak service on the southern route.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, J. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Pavlovich, Phillips, Ramirez, Ream, Sands, Saunders, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 60

Noes: Bachini, Bliss, Brand, Ellerd, Farris, Iverson, Jacobsen, Koehnke, Nisbet, O'Connell, Peck, Roush, Ryan, Sales, Schye, Seifert, Solberg, Stobie, Swift, Underdal.

Total 20

Excused: Bengtson, Connelly, Dozier, Driscoll, Fagg, Harp, Howe, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.

Total 15

Absent or not voting: Daily, Harrington, Kadas, Schultz, Williams.

Total 5

Representative Connelly present at this time.

Representative D. Brown moved that HB 665, second reading copy, be further amended. Representative Jacobsen made a substitute motion that consideration on HB 665 be passed until the 65th legislative day. The substitute motion failed as follows:

Ayes: Abrams, Asay, Bachini, Bliss, Compton, Donaldson, Ellerd, Ellison, Ernst, Farris, Hand, Hanson, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Miller, Mueller, Neuman, O'Connell, Peck, Phillips, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.
Total 40

Noes: Addy, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Eudaily, Fabrega, Hammond, Hannah, Hansen, Harper, Hart, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Ramirez, Ream, Saunders, Shontz, Spaeth, Swift, Veleber, Vincent, Waldron, Yardley, Zabrocki.
Total 43

Excused: Bengtson, Dozier, Driscoll, Fagg, Harp, Howe, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.
Total 14

Absent or not voting: Daily, Harrington, Williams.
Total 3

Representative D. Brown's amendment failed as follows:

Ayes: Bachini, D. Brown, Connelly, Darko, Devlin, Farris, Hart, Hemstad, Iverson, Keenan, Keyser, Lybeck, McBride, Menahan, Mueller, O'Connell, Pavlovich, Peck, Phillips, Schultz, Schye, Solberg, Switzer, Underdal, Winslow.
Total 25

Noes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Curtiss, Donaldson, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Kennerly, Kitselman, Koehnke, Lory, Marks, Metcalf, Miller, Neuman, Nilson, Nisbet, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.
Total 56

Excused: Bengtson, Dozier, Driscoll, Fagg, Harp, Howe, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.
Total 14

Absent or not voting: Compton, Daily, Ellison, Harrington, Williams.
Total 5

That HB 665, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bliss, Brand, D. Brown, Compton, Connelly, Devlin, Hemstad, Iverson, Keyser, Lybeck, McBride, Menahan, Mueller, Nisbet, Pavlovich, Peck, Schultz, Solberg, Switzer, Winslow.
Total 20

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, J. Brown, Curtiss, Darko, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega,

Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Marks, Metcalf, Miller, Neuman, Nilson, O'Connell, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 62

Excused: Bengtson, Dozier, Driscoll, Fagg, Harp, Howe, R. Jensen, Kemmis, McCormick, Manuel, Nordtvedt, Pistoria, Quilici, Thoft.

Total 14

Absent or not voting: Daily, Harrington, Underdal, Williams.

Total 4

Representatives Kemmis, Manuel, and Quilici present at this time.

Representative Yardley moved that HB 665, as amended with statement of intent attached, do pass. Representative Bachini made a substitute motion that consideration on HB 665 be passed for the day. The substitute motion failed as follows:

Ayes: Abrams, Bachini, Bardanouve, Brand, J. Brown, Compton, Connelly, Darko, Donaldson, Eudaily, Farris, Hand, Hemstad, Iverson, Jacobsen, Jones, Keyser, Koehnke, Manuel, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Switzer, Underdal, Wallin, Winslow, Yardley.

Total 38

Noes: Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Pavlovich, Phillips, Quilici, Ramirez, Ream, Sales, Shontz, Smith, Spaeth, Stobie, Swift, Veleber, Vincent, Vinger, Waldron, Zabrocki.

Total 49

Excused: Bengtson, Dozier, Driscoll, Fagg, Harp, Howe, R. Jensen, McCormick, Nordtvedt, Pistoria, Thoft.

Total 11

Absent or not voting: Daily, Williams.

Total 2

Representatives Harp, Nordtvedt, and Pistoria present at this time.

Representative Spaeth excused at this time.

That HB 665, as amended with statement of intent attached, do pass. Motion failed as follows:

Ayes: Abrams, Addy, Asay, Bergene, Brand, D. Brown, J. Brown, Daily, Devlin, Dozier, Driscoll, Ellison, Ernst, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Nisbet, Nordtvedt, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 47

Noes: Bachini, Bardanouve, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Donaldson, Ellerd, Eudaily, Fabrega, Farris, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kennerly, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, O'Connell, Peck, Phillips,

Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Underdal, Vinger, Wallin.

Total 47

Paired: Dozier, Driscoll, Spaeth, Ayes; Hannah, Sands, Wallin, Noes.

Excused: Bengtson, Fagg, Howe, R. Jensen, McCormick, Thoft.

Total 6

Absent or not voting: None.

Total 0

Representative Swift excused at this time.

That HB 665, as amended with statement of intent attached, do not pass. Motion failed as follows:

Ayes: Bachini, Bardanouve, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Donaldson, Ellerd, Eudaily, Fabrega, Farris, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kennerly, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Underdal, Vinger, Wallin.

Total 46

Noes: Abrams, Addy, Asay, Bergene, Brand, D. Brown, J. Brown, Daily, Devlin, Dozier, Driscoll, Ellison, Ernst, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Nisbet, Nordtvedt, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 47

Paired: Hannah, Sands, Wallin, Ayes; Dozier, Driscoll, Spaeth, Noes.

Excused: Bengtson, Fagg, Howe, R. Jensen, McCormick, Swift, Thoft.

Total 7

Absent or not voting: None.

Total 0

Representative Swift present at this time.

Representative Vincent moved that the House reconsider its action on HB 665. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Saunders, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Bachini, Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Ellerd, Fabrega, Farris, Hannah, Hanson, Iverson, Kennerly, Keyser, Lybeck, Neuman, Nilson, O'Connell, Peck, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Stobie, Underdal, Vinger.

Total 30

Excused: Bengtson, Dozier, Driscoll, Fagg, Howe, R. Jensen, McCormick, Spaeth, Thoft.

Total 9

Absent or not voting: None.

Total 0

Representative Jacobsen moved that consideration on HB 665 be passed for the day. Motion failed as follows:

Ayes: Abrams, Asay, Bergene, Brand, D. Brown, Daily, Farris, Hammond, Hemstad, Jacobsen, Kennerly, Koehnke, Lory, McBride, Manuel, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Switzer.

Total 22

Noes: Addy, Bachini, Bardanouve, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lybeck, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 69

Excused: Bengtson, Dozier, Driscoll, Fagg, Howe, R. Jensen, McCormick, Spaeth, Thoft.

Total 9

Absent or not voting: None.

Total 0

Representative Harp moved that consideration on HB 665 be postponed indefinitely. Representative Yardley made a substitute motion that HB 665, as amended with statement of intent attached, do pass.

Representative Keyser rose on a point of order requesting clarification as to whether the motion to indefinitely postpone was a higher motion than the substitute motion. The Chair ruled the substitute motion in order.

The substitute motion that HB 665, as amended with statement of intent attached, do pass failed as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Daily, Driscoll, Dozier, Daily, Ellison, Ernst, Fabrega, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Nordtvedt, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 46

Noes: Bachini, Bardanouve, Bliss, Compton, Connelly, Curtiss, Darko, Donaldson, Ellerd, Eudaily, Farris, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kennerly, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 47

Paired: Dozier, Driscoll, Spaeth, Ayes; Hannah, Sands, Wallin, Noes.

Excused: Bengtson, Fagg, Howe, R. Jensen, McCormick, Thoft.

Total 6

Absent or not voting: Devlin.

Total 1

Representative Howe present at this time.

That HB 665, as amended with statement of intent attached, do not pass. Motion carried as follows:

Ayes: Bachini, Bardanouve, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Donaldson, Ellerd, Eudaily, Fabrega, Farris, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kennerly, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 49

Noes: Abrams, Addy, Asay, Bergene, Brand, D. Brown, J. Brown, Daily, Dozier, Driscoll, Ellison, Ernst, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, McBride, Manuel, Menahan, Metcalf, Nordtvedt, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 44

Paired: Hannah, Sands, Wallin, Ayes; Dozier, Driscoll, Spaeth, Noes.

Excused: Bengtson, Fagg, R. Jensen, McCormick, Thoft.

Total 5

Absent or not voting: Devlin, Howe.

Total 2

Representatives Bertelsen, Eudaily, Howe, and Shontz excused at this time.

HB 747 - That HB 747, second reading copy, be amended as follows:

1. Page 4, line 4.

Following: "(6)"

Strike: line 4 through "FACILITIES" on line 5

Insert: "property described in subsections (1) and (2) and which is subject to the provisions of Title 15, chapter 24, part 12"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: J. Jensen.

Total 1

Excused: Bengtson, Bertelsen, Dozier, Driscoll, Eudaily, Fagg, Howe, R. Jensen, McCormick, Shontz, Spaeth, Thoft.

Total 12

Absent or not voting: Brand, Menahan, Stobie, Winslow.

Total 4

Representative Bertelsen present at this time.

Representative Kemmis excused at this time.

That HB 747, second reading copy, have the following statement of intent attached:

Statement of Intent

HB 747

A statement of intent is required for this bill because section 1 grants rulemaking authority to the Department of Revenue.

It is the legislature's intent that the rules promulgated by the Department of Revenue shall insure compliance by all affected private parties with the provisions of Title 15, chapter 24, part 12, MCA, including producers of electrical energy who use tax-exempt high voltage transmission lines to make bulk power transfers. The rules enacted by the department shall provide a mechanism whereby private users or possessors of tax-exempt property, including producers of electrical energy who use tax-exempt high voltage transmission lines for bulk power transfers, are required to report the value of such tax-exempt property in order that ad valorem taxes may be levied and collected. The rules shall provide that if a private party fails to report the value of tax-exempt property used or possessed by it, the department shall determine the value of the tax-exempt property and order the taxpayer to show cause why such value should not be used in computing the tax and why tax computed from that value should not be levied against and collected from the taxpayer. It is the legislature's intent that no rules other than those necessary to effectuate the provisions of section 1 of this act as set forth in this statement of intent shall be promulgated by the Department of Revenue.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: J. Jensen.

Total 1

Excused: Bengtson, Dozier, Driscoll, Eudaily, Fagg, Howe, R. Jensen, Kemmis, McCormick, Shontz, Spaeth, Thoft.

Total 12

Absent or not voting: Ellerd, Menahan, Smith, Stobie.

Total 4

Representatives Hannah and Jacobsen excused at this time.

Representatives Kemmis and Shontz present at this time.

That HB 747, as amended with statement of intent attached, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 80

Noes: Daily, Harp, Harrington, Jones, Lory, Sands, Seifert.
Total 7

Paired: Eudaily, Aye; Seifert, No.

Excused: Bengtson, Dozier, Driscoll, Fagg, Hannah, Howe, Jacobsen, R. Jensen, McCormick, Spaeth, Thoft.
Total 11

Absent or not voting: Vinger, Yardley.
Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Ream moved that the committee of the whole report be deemed read. Motion carried. Chairman Ream moved the adoption of the committee report. Report adopted. (77-8)

MOTIONS

Representative Vincent moved that the House recess at 2:37 p.m. Motion carried.

House reconvened at 2:45 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/19/83

Considered correctly engrossed: HB 870.

Correctly enrolled: HB 207, HB 247, HB 324, HB 556.

BILLS (J. Brown, Vice-Chairman): 3/19/83

Correctly printed: HB 903, HJR 32.

Examined by the sponsor (Waldron) and found to be correct: HB 207.

Examined by the sponsor (Ryan) and found to be correct: HB 247.

Examined by the sponsor (Asay) and found to be correct: HB 556.

Examined by the sponsor (Veleber) and found to be correct: HB 324.

Signed by the Speaker at 10:53 a.m., 3/19/83: HB 124, HB 135, HB 140, HB 157, HB 201, HB 218, HB 272, HB 274, HB 286, HB 298, HB 352, HB 498, HB 546, HB 577, HB 619, HB 644, HB 658, HB 659, HB 679, HB 680, HB 693, HB 861, HJR 20, HJR 23, HJR 27.

Delivered to the Governor for his approval at 9:25 a.m., 3/19/83: HB 51, HB 67, HB 84, HB 131, HB 144, HB 263, HB 412, HB 763.

MOTIONS

Representative Hart moved that SB 446 be taken from Reports of Standing Committees and referred to the Committee on Human Services. Motion carried.

Representative Roush moved that the conference committee on Senate amendments to HB 106 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 106. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 915, introduced by Kemmis, Fabrega. Referred to Committee on Taxation.

HJR 36, introduced by Keyser, Lee, Quilici, Hand, Iverson, J. Hammond, D. Brown, Ramirez, Devlin, Curtiss. Referred to Committee on Natural Resources.

ANNOUNCEMENTS

The Speaker announced that Saturday, April 2, will be a holiday, therefore the 90th legislative day will be April 21.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 21, 1983.

Motion carried.

House adjourned at 5:25 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-FOURTH LEGISLATIVE DAY

Helena, Montana
March 21, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by Representative Williams. Pledge of Allegiance to the Flag.

Roll call. All members present except Eudaily, Manuel, O'Connell, Pistoria, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the sixty-second legislative day, find the same to be correct.

J. Brown, Vice-Chairman

SPECIAL ORDERS OF THE DAY

The Class AA basketball champions and coaches from Helena Capital High School were introduced to the members of the House.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/21/83
Correctly engrossed: HB 511, HB 747.
Correctly enrolled: HB 94, HB 315, HB 492, HB 514, HB 626, HB 764, HJR 18.
Signed by the Speaker at 5:51 p.m., 3/18/83: SB 200.
Delivered to the Secretary of State at 10:00 a.m., 3/21/83: HJR 20, HJR 23, HJR 27.
Delivered to the Governor for his approval at 9:58 a.m., 3/21/83: HB 124, HB 135, HB 140, HB 157, HB 164, HB 180, HB 201, HB 208, HB 218, HB 272, HB 274, HB 286, HB 298, HB 352, HB 498, HB 546, HB 577, HB 619, HB 644, HB 658, HB 659, HB 679, HB 680, HB 693, HB 861.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/21/83

Recommend that at the beginning of business March 21, 1983, the following be employed:

Shawn Hatleberg	Page
Kathleen Zeiler	Page
Jo Dee Jacobson	Page
Dawn McCarthy	Page
Julie Tietz	Page
Stacey Gonzalez	Page
Maya Farris	Page
Tarn Ream	Page
Roberta Skierka	Page
Kara Menahan	Page

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/18/83

SB 401, third reading copy, be amended as follows:

1. Title, line 7.
Strike: "VALIDATING PREVIOUS"
Insert: "PROVIDING THAT"
2. Title, line 7.

Following: "WITHOUT"

Insert: "PRIOR"

3. Title, line 8.

Following: "CONSERVATION"

Insert: "MUST BE APPROVED AFTER THE TRANSFER"

4. Page 2, line 1.

Following: "form"

Insert: "and content"

5. Page 2, line 5.

Following: "Recordation."

Strike: subsection (1) in its entirety

Insert: "(1) The parties to a transfer of a water right, or their agents or representatives, shall record with the county clerk and recorder a water right transfer certificate.

(2) Except in the case of a transfer of real property served by a public service water supply, no deed or other instrument evidencing a transfer of real property may be accepted for recordation if water rights are associated with the property until a water right transfer certificate has been received by the county clerk and recorder. If no water rights are associated with the property or if associated water rights are not transferred with the property the realty transfer certificate executed under 15-7-305 must state that fact."

Renumber: subsequent subsections

6. Page 3, line 6.

Following: "The"

Insert: "board of natural resources and conservation"

Strike: remainder of line 6

7. Page 3, line 7.

Strike: "judge and the department"

Following: "shall"

Insert: "by rule"

8. Page 3, line 9.

Following: "department"

Insert: "in processing the copy of the transfer certificate"

9. Page 3, line 20.

Strike: "7-4-2632"

Insert: "7-4-2631"

10. Page 4, line 24.

Following: line 23

Strike: line 24 through line 9, page 5

Insert: "(3) Failure to comply with the provisions of subsection (2) does not render a conveyance or reservation of a water right void, but the right may not be used until the department has approved the change. This subsection applies retroactively, within the meaning of 1-2-109, to a conveyance or reservation made after July 1, 1973."

And, as amended, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/21/83

SB 203, third reading copy, be amended as follows:

1. Title, line 7.

Following: "RETIRES"

Insert: "VOLUNTARILY"

2. Page 1, line 18.

Following: "HAS"

Insert: "voluntarily"

And, as amended, be concurred in. Report adopted.

SB 248, be concurred in. Report adopted.

SB 394, third reading copy, be amended as follows:

1. Page 8.

Following: line 14

Strike: subsection (6) in its entirety

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

3/19/83

HB 296, introduced by Harper, Stobie

HB 301, introduced by Harper

HB 302, introduced by Harper

HB 501, introduced by Farris, Christiaens, Eck, et al.

HB 547, introduced by Hand, Bliss, Pistoria, et al.

HB 655, introduced by Harp, Driscoll

HB 674, introduced by McBride

HB 688, introduced by Sales

HB 712, introduced by Nilson, Yardley

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/19/83

HB 222, introduced by Peck

HB 321, introduced by Seifert, Metcalf, Norman, et al.

HB 506, introduced by Yardley

HB 522, introduced by Hand, Bliss, Pistoria, et al.

HB 631, introduced by Schultz, Stobie, Ryan, et al.

HB 632, introduced by Bliss

HB 776, introduced by Shontz, Ramirez, H. Hammond, et al.

HB 873, introduced by J. Brown, Fuller, Harrington, et al.

House bills not concurred in and returned to the House:

3/19/83

HB 290, introduced by Seifert, Devlin, Stobie, et al.

HB 525, introduced by Darko, Christiaens, Berg, et al.

HB 527, introduced by Schye, Etchart

HB 571, introduced by Kitselman, Harper, Yardley

House bills indefinitely postponed and returned to the House:

3/19/83

HB 746, introduced by Darko, Mohar, B. Brown, et al.

HB 774, introduced by Addy, Vincent, Ramirez, et al.

HB 786, introduced by D. Brown, Winslow, Addy, et al.

House bill concurred in as amended with statement of intent attached and returned to the House for concurrence in Senate amendments and statement of intent: 3/19/83

HB 349, introduced by Spaeth, Conover, Asay, et al.

House bills concurred in with statements of intent attached and returned to the House for concurrence in statements of intent: 3/19/83

HB 373, introduced by Marks, Swift, Asay, et al.

HB 472, introduced by D. Brown, Ellison, Halligan, et al.

HB 673, introduced by Iverson, Manuel

MOTIONS

Representative Hart moved that SB 395 be taken from second reading and referred to the Committee on Human Services. Motion carried.

Representative Neuman moved that HB 740, as amended, be taken from the table in the Committee on Taxation, printed and placed on second reading this day. Representative Neuman withdrew the motion.

Representative Neuman moved that HB 740, as amended, be taken from the table in the Committee on Taxation, printed and placed on second reading. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 56

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Lory, Marks, Miller, Mueller, Phillips, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Paired: Manuel, Neuman, O'Connell, Pistoria, Ayes; Eudaily, Fagg, Nordtvedt, Seifert, Noes.

Excused: None.

Total 0

Absent or not voting: Kitselman.

Total 1

Representative Yardley, chairman of the Committee on Taxation, verified the following amendments to HB 740, introduced bill:

1. Page 1, line 24.

Following: "(c)"

Insert: "the deferral value of certain income that is not recognized for federal tax purposes, which value shall be an amount equal to"

2. Page 2, line 2.

Following: "deduction"

Insert: ". None of these percentages shall apply to a federal deduction determined by use of the straight line method"

3. Page 5, line 3.

Following: "(iii)"

Insert: "the deferral value of certain income that is not recognized for federal income tax purposes, which value shall be an amount equal to"

4. Page 5, line 6.

Following: "deduction"

Insert: ". None of these percentages shall apply to a federal deduction determined by use of the straight line method"

Representative Saunders moved that HB 829 be taken from second reading and referred to the Committee on Taxation. Motion carried.

Representative Keenan moved that HB 739, as amended, be taken from the Committee on Taxation, printed and placed on second reading. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Asay, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Lory, Marks, Miller, Nordtvedt, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 32

Paired: Manuel, O'Connell, Pistoria, Ayes; Marks, Seifert, Vinger, Noes.

Excused: Eudaily.

Total 1

Absent or not voting: Kitselman.

Total 1

Representative Yardley, chairman of the Committee on Taxation, verified the following amendments to HB 739, introduced bill:

1. Page 1, lines 18 through 21.

Following: "amended." on line 18

Strike: lines 18 through 21 in their entirety

2. Page 3, line 2.

Following: line 1

Insert: "the taxpayer's tax liability for the taxable year or"

Following: "\$500"

Insert: ", whichever is less"

3. Page 4, lines 22 through 25.

Following: "amended." on line 22

Strike: lines 22 through 25 in their entirety

Representative Fagg moved that HB 903 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Manuel present at this time.

Representative Yardley moved that the House reconsider its do not pass action on HB 665, second reading on the 63rd legislative day. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Bachini, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Nordtvedt, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 45

Paired: O'Connell, Quilici, Ayes; Eudaily, Ramirez, Noes.

Excused: Pistoria.

Total 1

Absent or not voting: Bardanouve.

Total 1

Representative Vincent moved that consideration on SB 258 be passed until the 65th legislative day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 916, introduced by Ellerd, Fagg. Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keenan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Abrams and Bergene excused at this time.

Representative Pistoria present at this time.

HB 890 - That HB 890 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Abrams, Bergene, Eudaily, O'Connell.

Total 4

Absent or not voting: Bardanouve, Brand, D. Brown, Dozier, Fagg, R. Jensen, Kitselman, Marks, Ramirez, Vinger.

Total 10

Representative Bergene present at this time.

SB 7 - That SB 7 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Bardanouve, Donaldson, Driscoll, Fagg, Hammond, Kitselman, Pavlovich, Ramirez, Vinger.

Total 9

SB 37 - Representative Neuman moved that SB 37 be placed below SB 404. Motion carried.

SB 404 - That SB 404, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Bardanouve, Brand, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Farris, Hannah, Harp, Harrington, Hemstad, Howe, J. Jensen, R. Jensen, Jones, Keenan, Keyser, Mueller, Nilson, Pistoria, Ream, Sales, Saunders, Spaeth, Swift, Waldron, Williams.

Total 29

Noes: Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Ellerd, Ellison, Ernst, Fabrega,

Hammond, Hand, Hansen, Hanson, Harper, Hart, Holliday, Iverson, Jacobsen, Kadas, Kemmis, Kennerly, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Winslow, Yardley, Zabrocki.

Total 62

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Fagg, Kitselman, Lybeck, Marks, Nordtvedt, Vinger.

Total 6

That SB 404 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Donaldson, McCormick, Sales, Seifert, Solberg, Swift.

Total 6

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Bardanoue, Kitselman, Marks.

Total 3

SB 37 - Representative Neuman moved that SB 37 be concurred in. Representative Spaeth made a substitute motion that SB 37 be not concurred in. The substitute motion carried as follows:

Ayes: Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, Darko, Dozier, Ellerd, Hammond, Hand, Hansen, Harp, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Peck, Phillips, Ream, Roush, Sales, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 54

Noes: Addy, Asay, Bengtson, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellison, Ernst, Fagg, Farris, Hannah, Hanson, Hemstad, Iverson, Keyser, Lory, Manuel, Miller, Mueller, Neuman, Nordtvedt, Pistoria, Quilici, Ramirez, Ryan, Sands, Schultz, Solberg, Stobie, Thoft, Vinger, Wallin, Winslow.

Total 37

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Bardanouve, Driscoll, Fabrega, Harrington, Kitselman, Marks.

Total 6

SB 114 - That SB 114 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Bardanouve, Harrington, Iverson, Jacobsen, Kadas, Kitselman, Marks, Nordtvedt.

Total 8

SB 120 - That SB 120 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Asay, Bardanouve, Brand, Donaldson, Dozier, Harrington, Iverson, Kadas, Kitselman, Nordtvedt, Williams.

Total 11

SB 170 - Representative D. Brown moved that SB 170 be passed to the bottom of the board. Motion carried.

SB 184 - That SB 184 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday,

Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Abrams, Eudaily, O'Connell.

Total 3

Absent or not voting: Asay, Bardanouve, Donaldson, Harrington, Iverson, Kitselman, Sales, Shontz, Williams.

Total 9

Representative Eudaily present at this time.

Representatives Bergene and Pavlovich excused at this time.

SB 204 - That SB 204 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 79

Noes: Brand, Connelly, Driscoll, Hansen, Harper, Kadas, Kemmis, Ream, Saunders.

Total 9

Excused: Abrams, Bergene, O'Connell, Pavlovich.

Total 4

Absent or not voting: Bardanouve, Bengtson, Curtiss, Donaldson, Hammond, Kitselman, McBride, Williams.

Total 8

Representative Bergene present at this time.

Representative Manuel excused at this time.

SB 210 - Representative Harper moved that SB 210 be concurred in. Representative Ramirez made a substitute motion that SB 210 be placed below SB 273. The substitute motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 44

Noes: Addy, Bachini, Bardanoue, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 50

Excused: Abrams, Manuel, O'Connell, Pavlovich.

Total 4

Absent or not voting: D. Brown, Kitselman.

Total 2

That SB 210 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Dozier, Waldron, Wallin.

Total 3

Excused: Abrams, Manuel, O'Connell, Pavlovich.

Total 4

Absent or not voting: Kitselman, Nordtvedt.

Total 2

Representative Manuel present at this time.

Representative Kitselman excused at this time.

SB 215 - That SB 215 be concurred in. Motion failed as follows:

Ayes: Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hanson, Harper, Holliday, Iverson, Jacobsen, Koehnke, Lory, Miller, Phillips, Ryan, Sales, Sands, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Wallin, Williams, Yardley.

Total 32

Noes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Stobie, Vincent, Vinger, Waldron, Winslow, Zabrocki.

Total 62

Paired: Holliday, Seifert, Ayes; O'Connell, Pavlovich, Noes.

Excused: Abrams, Kitselman.

Total 2

Absent or not voting: Bardanouve, Jones, Ramirez, Veleber.

Total 4

That SB 215 be not concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Harp, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Shontz, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Compton, Curtiss, Devlin, Ellison, Eudaily, Fagg, Hanson, Harper, Holliday, Jacobsen, Koehnke, Lory, Miller, Ryan, Sands, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Wallin.

Total 22

Paired: O'Connell, Pavlovich, Ayes; Holliday, Seifert, Noes.

Excused: Abrams, Kitselman.

Total 2

Absent or not voting: Bardanouve, Hansen.

Total 2

Representative Thoft excused at this time.

SB 221 - That SB 221 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Harp.

Total 1

Excused: Abrams, Kitselman, O'Connell, Pavlovich, Thoft.

Total 5

Absent or not voting: Bardanouve, D. Brown, Dozier, Fagg, Harrington, McCormick, Seifert.

Total 7

Representatives Eudaily and Manuel excused at this time.

Representative Thoft present at this time.

SB 269 - That SB 269 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Harp.

Total 1

Excused: Abrams, Eudaily, Kitselman, Manuel, O'Connell, Pavlovich.

Total 6

Absent or not voting: Bardanouve, Bengtson, D. Brown, Dozier, Fagg, McCormick, Seifert.

Total 7

Representative Eudaily present at this time.

SB 278 - That SB 278 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Hannah, Koehnke, Swift, Vinger.

Total 4

Excused: Abrams, Kitselman, Manuel, O'Connell, Pavlovich.

Total 5

Absent or not voting: Bardanouve, Brand, Donaldson, Dozier, Fagg, Hansen, McCormick, Seifert, Yardley.

Total 9

Representative Manuel present at this time.

Representative Dozier excused at this time.

SB 279 - That SB 279 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush,

Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Thoft.
Total 1

Excused: Abrams, Dozier, Kitselman, O'Connell, Pavlovich.
Total 5

Absent or not voting: Bardanouve, Brand, Donaldson, McCormick, Marks.
Total 5

SB 292 - Representative Vincent moved that consideration on SB 292 be passed for the day. Motion carried.

SB 294 - That SB 294 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: D. Brown, Curtiss, Spaeth, Veleber.
Total 4

Excused: Abrams, Dozier, Kitselman, O'Connell, Pavlovich.
Total 5

Absent or not voting: None.
Total 0

SB 298 - That SB 298 be concurred in. Motion carried as follows:

Ayes: Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 87

Noes: Addy, Brand, Stobie, Thoft.
Total 4

Excused: Abrams, Dozier, Kitselman, O'Connell, Pavlovich.
Total 5

Absent or not voting: Asay, Bardanouve, D. Brown, Ernst.

Total 4

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keenan moved that the committee of the whole report be deemed read. Motion carried. Chairman Keenan moved the adoption of the committee report. Report adopted. (92-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Dozier present at this time.

SB 246 concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 78

Noes: Asay, Brand, Curtiss, Devlin, Ernst, Hannah, Hanson, Jacobsen, Jones, Keyser, Neuman, Roush, Ryan, Schultz, Solberg, Stobie, Underdal.
Total 17

Excused: Abrams, Kitselman, O'Connell, Pavlovich.
Total 4

Absent or not voting: Saunders.
Total 1

SB 392 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: Brand, Ernst, Keyser, Schultz, Stobie.
Total 5

Excused: Abrams, Kitselman, O'Connell, Pavlovich.
Total 4

Absent or not voting: None.
Total 0

SB 403 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 72

Noes: Brand, D. Brown, Compton, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Jones, Keyser, Marks, Neuman, Phillips, Ramirez, Ryan, Schultz, Seifert, Stobie, Swift, Thoft, Underdal, Vinger, Winslow.

Total 24

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: None.

Total 0

SB 422 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: Hansen.

Total 1

SB 425 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Ellerd, Sales, Stobie, Underdal.

Total 4

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: Nordtvedt.

Total 1

SB 432 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Hannah.

Total 1

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: None.

Total 0

SB 435 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Hanson, Solberg, Stobie, Underdal.

Total 4

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: None.

Total 0

SB 445 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 78

Noes: Bliss, D. Brown, Curtiss, Hanson, Harp, Jacobsen, Koehnke, Nordtvedt, Pistoria, Ryan, Seifert, Solberg, Stobie, Swift, Thoft, Underdal, Wallin, Yardley.

Total 18

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: None.

Total 0

SB 453 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Abrams, Kitselman, O'Connell, Pavlovich.

Total 4

Absent or not voting: McCormick.

Total 1

MOTIONS

Representative Vincent moved that the House recess at 7:20 p.m.
Motion carried.

House reconvened at 7:33 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/19/83

Correctly enrolled: HB 203, HB 269, HB 337, HB 436.

Examined by the sponsor (Harp) and found to be correct: HB 436.

Examined by the sponsor (Veleber) and found to be correct: HB 203.

Examined by the sponsor (Metcalf) and found to be correct: HB 337.

Examined by the sponsor (J. Brown) and found to be correct: HB 269.

Examined by the sponsor (Ellison) and found to be correct: HB 94. 3/21/83
 Examined by the sponsor (Quilici) and found to be correct: HJR 18.
 Examined by the sponsor (Nilson) and found to be correct: HB 764.
 Examined by the sponsor (Spaeth) and found to be correct: HB 514.
 Examined by the sponsor (Dozier) and found to be correct: HB 492.
 Examined by the sponsor (Bardanouve) and found to be correct: HB 626.
 Examined by the sponsor (Wallin) and found to be correct: HB 315.

AGRICULTURE, LIVESTOCK AND IRRIGATION (Jacobsen, Chairman): 3/21/83

HJR 34, introduced bill, be amended as follows:

1. Title, line 9.

Following: "STUDY"

Insert: "AND RECOMMENDATIONS"

2. Page 2.

Following: line 16

Strike: lines 17 through 21

Insert: "(7) tax breaks affecting each class of persons and entities referred to in subsection (1);"

3. Page 2, line 22.

Following: "state"

Insert: "and federal"

4. Page 2.

Following: line 24

Strike: line 25 through line 2, page 3

Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

HJR 35, do pass. Report adopted.

SB 280, third reading copy, be amended as follows:

1. Page 1, line 15.

Following: "OF A"

Strike: "50%"

2. Page 1, line 18.

Following: "DISTRICT"

Insert: "or"

And, as amended, be concurred in. Report adopted.

APPROPRIATIONS (Bardanouve, Chairman):

3/21/83

HB 285, do pass. Report adopted.

HB 901, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/21/83

SB 125, be concurred in. Report adopted.

SB 174, be concurred in. Report adopted.

SB 249, third reading copy, be amended as follows:

3/16/83

1. Title, line 5.

Following: "LIMITS;"

Strike: remainder of line 5 through "LENDERS;" on line 7

Insert: "ESTABLISHING THE MAXIMUM INTEREST RATE AT 6 PERCENTAGE POINTS ABOVE THE NEW YORK PRIME RATE;"

2. Page 1, line 16.

Strike: "10%"

Insert: "6 percentage points"

3. Page 1, line 19.

Following: "greater"

Insert: "above the prime rate of major New York banks as published in the Wall Street Journal edition dated three business days prior to the execution of the agreement."

4. Page 2, line 9.

Strike: lines 9 through 16 in their entirety

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/21/83

SB 208, be concurred in. Report adopted.

SB 324, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/21/83

SB 264, be concurred in. Report adopted.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Keenan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Bergene, Dozier, Switzer, Waldron, and the Committee on Appropriations excused at this time.

SB 317 - That SB 317 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Metcalf, Miller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 62

Noes: Hannah, Jones, Marks, Mueller, Sales, Sands, Wallin.

Total 7

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Hemstad, Kitselman, Koehnke, Lory, Manuel, Menahan, O'Connell, Pavlovich, Peck, Quilici, Roush, Shontz, Stobie, Switzer, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: D. Brown, Daily, Iverson, Keyser, Nordtvedt, Seifert, Smith.

Total 7

Representative Ernst excused at this time.

SB 330 - That SB 330 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, J. Brown, Compton, Darko, Devlin, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 66

Noes: Brand, Ellerd.

Total 2

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Ernst, Hemstad, Kitselman, Koehnke, Lory, Manuel, Menahan, O'Connell, Pavlovich, Peck, Quilici, Roush, Shontz, Stobie, Switzer, Thoft, Waldron, Winslow.

Total 25

Absent or not voting: D. Brown, Curtiss, Daily, Iverson, Lybeck, Nordtvedt, Smith.

Total 7

SB 371 - That SB 371 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 69

Noes: Neuman.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Ernst, Hemstad, Kitselman, Koehnke, Lory, Manuel, Menahan, O'Connell, Pavlovich, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Bliss, Brand, D. Brown, Iverson, Nordtvedt, Smith.

Total 6

SB 410 - Representative J. Brown moved that SB 410 be concurred in. Representative Marks made a substitute motion that SB 410 be not concurred in. Representative J. Brown made a motion to all motions pending that consideration on SB 410 be passed for the day. The motion to pass consideration carried.

SB 412 - Representative Waldron moved that consideration on SB 412 be passed for the day. Motion carried.

SB 447 - Representative Hart moved that consideration on SB 447 be passed for the day. Motion carried.

Representatives Connelly, Dozier, Ernst, Lory, and Peck present at this time.

HB 892 - That HB 892 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 77

Noes: None.
Total 0

Excused: Abrams, Bardanouve, Bengtson, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft, Waldron.
Total 17

Absent or not voting: D. Brown, Harrington, Iverson, R. Jensen, Nordtvedt, Yardley.
Total 6

HB 902 - Speaker Kemmis moved that consideration on HB 902 be passed for the day. Motion carried.

SB 173 - That SB 173 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bertelsen, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Metcalf, Miller, Mueller, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Solberg, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 54

Noes: Asay, Bliss, Brand, Compton, Devlin, Ellerd, Ellison, Ernst, Hannah, Jacobsen, Jones, Keyser, McCormick, Marks, Neuman, Sales, Schultz, Seifert, Smith, Switzer, Underdal.
Total 21

Excused: Abrams, Bardanouve, Bengtson, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, Menahan, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft, Waldron.
Total 18

Absent or not voting: D. Brown, Driscoll, Hansen, Harrington, R. Jensen, Nordtvedt, Yardley.
Total 7

Representatives Bardanouve, Menahan, and Waldron present at this time.

SB 227 - That SB 227 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory,

Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Brand, Peck, Sales.

Total 3

Excused: Abrams, Bengtson, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: Driscoll, Harrington, R. Jensen, Nordtvedt.

Total 4

Representatives Bengtson and Quilici present at this time.

SB 259 - That SB 259 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Asay, Neuman.

Total 2

Excused: Abrams, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Roush, Shontz, Stobie, Thoft.

Total 13

Absent or not voting: D. Brown, R. Jensen, Nordtvedt, Seifert.

Total 4

Representatives Bardanouve and Quilici excused at this time.

SB 273 - That SB 273, third reading copy, be amended as follows:

1. House Standing Committee amendment 1, dated 3/17/83.

Following: the third insertion

Strike: "10%"

Insert: "20%"

Amendment passed as follows:

Ayes: Asay, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harper, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Marks, Metcalf, Miller, Mueller, Neuman, Peck, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 62

Noes: Addy, Bachini, Brand, Darko, Dozier, Driscoll, Farris, Hammond, Harrington, Hart, J. Jensen, Lybeck, McBride, McCormick, Menahan, Nilson, Nisbet, Ream, Waldron.

Total 19

Excused: Abrams, Bardanouve, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: D. Brown, Harp, R. Jensen, Nordtvedt.

Total 4

Representative Bardanouve present at this time.

Representative Hannah moved that SB 273, as amended, be concurred in. Representative Marks made a substitute motion that consideration on SB 273 be passed for the day. The substitute motion carried as follows:

Ayes: Addy, Asay, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hanson, Harp, Harper, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Keyser, Lory, Marks, Miller, Mueller, Neuman, Peck, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Williams, Winslow, Yardley.

Total 43

Noes: Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pistoria, Ream, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Zabrocki.

Total 41

Excused: Abrams, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 14

Absent or not voting: Fabrega, Nordtvedt.

Total 2

Representative Bardanouve excused at this time.

SB 345 - That SB 345 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: McCormick, Marks, Nordtvedt, Sales.

Total 4

Representative Bardanouve present at this time.

Representative Dozier excused at this time.

Representative Brand in the Chair.

SB 415 - That SB 415 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Abrams, Bergene, Donaldson, Dozier, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: McCormick, Marks, Nordtvedt, Yardley.

Total 4

SB 418 - That SB 418 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Abrams, Bergene, Donaldson, Dozier, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: Nordtvedt, Sales.

Total 2

Representative Bardanouve excused at this time.

Representative Dozier present at this time.

Representative Keenan in the Chair.

SB 428 - That SB 428 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Smith, Solberg, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: D. Brown, Ellerd, Farris, Harp, Holliday, Jacobsen, Jones, Sales, Schultz, Seifert, Spaeth, Underdal.

Total 12

Excused: Abrams, Bardanouve, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: Driscoll, Ellison, Nordtvedt.

Total 3

Representative Bardanouve present at this time.

Representative Pistoria excused at this time.

SJR 17 - That SJR 17, third reading copy, be amended as follows:

1. House Business and Industry Committee amendments, dated 3/15/83.

Strike: amendment 2

Amendment passed as follows:

Ayes: Asay, Bachini, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, McBride, McCormick, Marks, Miller, Mueller, Neuman, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Vinger, Wallin, Williams, Winslow, Yardley.

Total 52

Noes: Addy, Bardanouve, Bengtson, Brand, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Lory, Lybeck, Menahan, Metcalf, Nilson, Nisbet, Ream, Saunders, Schye, Underdal, Veleber, Vincent, Waldron, Zabrocki.

Total 32

Excused: Abrams, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: Nordtvedt.

Total 1

That SJR 17, as amended, be concurred in. Motion carried as follows:

Ayes: Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Iverson, R. Jensen, Jones, Kennerly, Keyser, Lory, McCormick, Marks, Miller, Mueller, Neuman, Peck, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Winslow.

Total 47

Noes: Addy, Bachini, Bardanouve, Brand, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Hart, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, Menahan, Metcalf, Nilson, Nisbet, Ream, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Yardley, Zabrocki.

Total 33

Excused: Abrams, Bergene, Donaldson, Hemstad, Kitselman, Koehnke, Manuel, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft.

Total 15

Absent or not voting: Asay, Ellerd, Harrington, Howe, Nordtvedt.

Total 5

SB 170 - Representative D. Brown moved that SB 170 be placed below SJR 10. Motion carried.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keenan moved that the committee of the whole report be deemed read. Motion carried. Chairman Keenan moved the adoption of the committee report. Report adopted. (75-1)

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 106:

Representative Roush, Chairman

Representative Pavlovich

Representative Winslow

MOTIONS

Representative Williams moved that SB 273 be taken from second reading and referred to the Committee on Labor and Employment Relations. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 22, 1983.

Motion carried.

House adjourned at 10:23 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-FIFTH LEGISLATIVE DAY

Helena, Montana
March 22, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Abrams, Kitselman, Nordtvedt, O'Connell, Pistoria, Stobie, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/22/83

Correctly printed: HB 285, HB 901, HJR 34, HJR 35.

Considered correctly engrossed: HB 890, HB 892.

Correctly enrolled: HB 200, HB 270, HB 505, HB 568, HB 670, HB 696, HB 766, HJR 12, HJR 26.

Examined by the sponsor (Ernst) and found to be correct: HJR 26.

Examined by the sponsor (Harper) and found to be correct: HB 568.

Examined by the sponsor (Asay) and found to be correct: HB 766.

Examined by the sponsor (Ream) and found to be correct: HB 200.

Examined by the sponsor (Swift) and found to be correct: HJR 12.

Examined by the sponsor (Driscoll) and found to be correct: HB 270.

Examined by the sponsor (Fagg) and found to be correct: HB 670, HB 696.

Signed by the Speaker at 7:49 p.m., 3/21/83: HB 203, HB 207, HB 247, HB 269, HB 324, HB 337, HB 436, HB 556.

APPROPRIATIONS (Bardanoue, Chairman):

3/22/83

HB 103, introduced bill, be amended as follows:

1. Page 2, line 6.

Strike: "general fund"

Insert: "local impact and education trust fund coal tax account"

And, as amended, do pass. Report adopted.

HB 510, introduced bill, be amended as follows:

1. Page 2, line 3.

Strike: "general fund"

Insert: "community services block grant"

And, as amended, do pass. Report adopted.

HB 526, do pass. Report adopted.

HB 667, do pass. Report adopted.

HB 907, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/21/83

SB 446, third reading copy, be amended as follows:

1. House Human Services amendments, dated 3/18/83.

Strike: all amendments

2. Statement of intent, line 9.

Following: "fees"

Strike: ", and in cooperation with other state agencies to adopt health and safety standards for personal-care facilities"

3. Statement of intent, line 25.

Following: "responsibility."

Insert: "While SB 446 prohibits direct provision of nursing services by the personal care or roominghouse/retirement home licensee, there is no intent to prevent those services from being delivered by any provider legally authorized to do so, consistent with the provisions of this act."

4. Title, lines 15 and 16.

Following: "'RETIREMENT HOME'"

Strike: "TO COMPLETELY EXCLUDE NURSING SERVICES"

5. Page 2, line 17.

Following: "shall"

Insert: ", in consultation with the department of social and rehabilitation services,"

6. Page 3, line 12.

Following: "shall"

Insert: ", in consultation with the department of social and rehabilitation services,"

7. Page 3, line 15.

Strike: "(2) The Department, in cooperation with other state agencies, shall adopt health and safety standards for various types of personal-care facilities."

Renumber: subsequent subsection

8. Page 10, line 1.

Following: "than"

Strike: "three"

Insert: "four"

9. Page 10, line 13.

Following: "~~skills~~"

Strike: "as provided in [sections 1 through 6]"

Insert: "which do not require nursing skills"

10. Page 14, line 6.

Following: "'Roominghouse'"

Insert: ", 'Boardinghouse'"

11. Page 14, line 13.

Following: line 12

Strike: "services"

Insert: "or personal care services provided by the facility"

12. Page 14, line 23.

Following: line 22

Strike: "prohibited"

Insert: "or personal care services by the facility prohibited. (1) Hotels, motels, boardinghouses, roominghouses, or similar accommodations may not provide professional nursing services or personal care services. A resident of a hotel, motel, boardinghouse, roominghouse, or similar accommodation may have personal care, medical or nursing-related services provided for him in such facility by a third-party provider"

13. Page 15, line 2.

Following: "(2)"

Insert: "(2)"

14. Page 15, line 6.

Following: "appropriate"

Insert: "care or"

15. Page 15, line 9.

Following: line 8

Insert: "Section 10. Coordination instruction. If House Bill 424 is not passed and approved, the bracketed reference to HB 424 in section 1 is stricken."

Renumber: subsequent section

And, as amended, be concurred in. Report adopted.

JUDICIARY (D. Brown, Chairman):

3/22/83

SB 2, be concurred in. Report adopted.

SB 138, be concurred in. Report adopted.

SB 194, be concurred in. Report adopted.

Adverse Committee Reports

APPROPRIATIONS (Bardanoue, Chairman):

3/22/83

HB 112, do not pass.

HB 771, do not pass.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis

March 22, 1983

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 36, 67, 122, 144, 190, 263, 361, 402, 412, 460, 486, 508, 509, 557, 657, and 763.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/21/83, requested the return of the following House bills for further consideration:

HB 290, introduced by Seifert, Devlin, Stobie, et al.

HB 746, introduced by Darko, Mohar, B. Brown, et al.

HB 786, introduced by D. Brown, Winslow, Addy, et al.

House bills concurred in and returned to the House:

3/21/83

HB 136, introduced by Bardanoue

HB 179, introduced by Bardanoue

HB 185, introduced by Connelly, Pistoria, Vincent, et al.

HB 342, introduced by Ellison

HB 401, introduced by R. Jensen, Stobie, Keyser, et al.

HB 560, introduced by Abrams, Spaeth, D. Brown, et al.

HB 638, introduced by House Business and Industry Committee

HB 639, introduced by Waldron, Stimatz

HB 741, introduced by Addy, D. Brown

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/21/83

HB 68, introduced by Harper

HB 539, introduced by Smith, Jones, Underdal, et al.

HB 548, introduced by Marks, Bardanouve, Ramirez, et al.

HJR 19, introduced by Asay, Seifert, Williams, et al.

House bills not concurred in and returned to the House: 3/21/83

HB 282, introduced by Kadas, Marbut, J. Hammond, et al.

HB 300, introduced by Farris, Bachini, O'Connell, et al.

HB 596, introduced by Kadas, Nisbet, Neuman, et al.

HB 646, introduced by Lory, Kadas, Hansen, et al.

HB 762, introduced by Lory, Ream, Kadas, et al.

HB 830, introduced by Hansen, Kadas, Waldron

Senate joint resolutions passed and transmitted to the House for concurrence: 3/21/83

SJR 5, introduced by Thomas

SJR 22, introduced by Conover, Crippen, et al.

MOTIONS

Representative Williams moved that the Committee on Labor and Employment Relations be excused to meet at 4:00 p.m. this day. Motion carried.

Representative Darko moved that the House accede to the request of the Senate to return HB 746 for further consideration. Motion carried.

Representative D. Brown moved that the House accede to the request of the Senate to return HB 786 for further consideration. Motion carried.

Representative Vincent moved that consideration on HJR 32, HJR 34, and HJR 35 be passed until the 71st legislative day. Motion carried.

Representative Vincent moved that HB 902 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Seifert moved that the House accede to the request of the Senate to return HB 290 for further consideration. Motion carried.

Representative Marks moved that consideration on SJR 10 be passed until the 71st legislative day. Motion carried.

Representative E. Brown moved that consideration on SB 410 be passed for the day. Motion carried.

Representative Vincent moved that consideration on SJR 3 and SJR 7 be passed until the 71st legislative day. Motion carried.

Representative Yardley moved that consideration on HB 665 be passed for the day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Farris in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 258 - Representative Vincent moved that consideration on SB 258 be passed for the day. Motion carried.

SB 292 - That SB 292 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Pistoria, Stobie.

Total 6

Absent or not voting: Bardanouve, Driscoll, Fagg, J. Jensen, R. Jensen, Switzer.

Total 6

Representative Shontz excused at this time.

SB 412 - That SB 412 be concurred in. Motion carried as follows:

Ayes: Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Quilici, Ream, Roush, Sands, Spaeth, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 50

Noes: Asay, Bachini, Bliss, Compton, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Jacobsen, R. Jensen, Jones, Keyser, Lory, Marks, Miller, Mueller, Peck, Phillips, Ramirez, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 40

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Pistoria, Shontz, Stobie.

Total 7

Absent or not voting: Curtiss, Fagg, Iverson.

Total 3

SB 447 - That SB 447 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Pistoria, Shontz, Stobie.

Total 7

Absent or not voting: Donaldson, Fagg.

Total 2

Representative Pistoria present at this time.

Representative Hannah excused at this time.

HB 550 - Representative Yardley moved that HB 550 do pass. Representative Asay made a substitute motion that HB 550 do not pass. The substitute motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 43

Noes: Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Paired: Hannah, Kitselman, Nordtvedt, Stobie, Vinger, Ayes; Daily, Harrington, Metcalf, O'Connell, Pistoria, Noes.

Excused: Abrams, Shontz.

Total 2

Absent or not voting: Bengtson, Winslow.

Total 2

That HB 550 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 44

Paired: Daily, Harrington, Metcalf, O'Connell, Pistoria, Ayes; Hannah, Kitselman, Nordtvedt, Stobie, Vinger, Noes.

Excused: Abrams, Shontz.

Total 2

Absent or not voting: Winslow.

Total 1

Representative Bardanouve and the Committee on Labor and Employment Relations excused at this time.

SB 95 - That SB 95, third reading copy, be amended as follows:

1. Page 1.

Following: line 19

Insert: "(i) the annual basic tax levy for elementary schools provided for in 20-9-331;

(ii) the annual special tax for high schools provided for in 20-9-333;"

Renumber: subsequent subsections

2. Page 2, line 3.

Following: "superintendent"

Strike: "in"

Insert: "based on the"

Following: "proportion"

Strike: "to the needs"

Insert: "that the mill levy"

Following: "fund"

Insert: "bears to the total number of mills for all the funds"

3. Page 2, line 6.

Following: line 5

Strike: "needs"

Insert: "requirements of a levy"

4. Page 2, lines 7 and 8.

Following: "to be" on line 7

Strike: line 7 through "needed" on line 8

Insert: "reapportioned"

Amendment passed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst,

Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, McBride, Marks, Manuel, Metcalf, Mueller, Nilson, Nisbet, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 69

Noes: Brand, Eudaily, J. Jensen, Menahan.

Total 4

Excused: Abrams, Addy, Bachini, Bardanouve, Driscoll, Ellerd, Hannah, Jones, Kitselman, McCormick, Miller, Neuman, Nordtvedt, O'Connell, Pavlovich, Shontz, Smith, Stobie, Thoft, Williams.

Total 20

Absent or not voting: D. Brown, Fagg, Lory, Lybeck, Schultz, Winslow, Yardley.

Total 7

Representatives Hannah, Shontz, and the Committee on Labor and Employment Relations present at this time.

Representative Waldron excused at this time.

That SB 95, third reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Harrington, Hart, Hemstad, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Schye, Veleber, Vincent.

Total 36

Noes: Asay, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Koehnke, Lybeck, McCormick, Marks, Mueller, Neuman, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 55

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron, Williams.

Total 8

Absent or not voting: Yardley.

Total 1

Committee on Labor and Employment Relations excused at this time.

That SB 95, as amended, be concurred in. Motion failed as follows:

Ayes: Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Iverson, Jacobsen, Jones, Kadas, Keyser, Koehnke, Lybeck, Marks, Mueller, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Waldron, Wallin.

Total 47

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, J. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Farris, Harper, Harrington, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Quilici, Saunders, Schye, Solberg, Spaeth, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 49

Paired: Curtiss, Darko, Hansen, Stobie, Thoft, Waldron, Ayes; Addy, Harper, Nordtvedt, Pavlovich, Peck, Quilici, Noes.

Excused: Abrams, Kitselman, O'Connell.

Total 3

Absent or not voting: D. Brown.

Total 1

Committee on Labor and Employment Relations present at this time.

That SB 95, as amended, be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, J. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Farris, Harper, Harrington, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Quilici, Saunders, Schye, Solberg, Spaeth, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 49

Noes: Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Iverson, Jacobsen, Jones, Kadas, Keyser, Koehnke, Lybeck, Marks, Mueller, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Waldron, Wallin.

Total 47

Paired: Addy, Harper, Nordtvedt, Pavlovich, Peck, Quilici, Ayes; Curtiss, Darko, Hansen, Stobie, Thoft, Waldron, Noes.

Excused: Abrams, Kitselman, O'Connell.

Total 3

Absent or not voting: D. Brown.

Total 1

Representatives Bardanouve and Dozier excused at this time.

SB 126 - That SB 126 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hanson, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 74

Noes: Daily, Ellerd, Hansen, Harrington, Keenan, Nisbet, Pavlovich, Ream, Sales, Spaeth.

Total 10

Excused: Abrams, Bardanouve, Dozier, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: Darko, Fagg, Hammond, Harp, Hart, Manuel, Ramirez.

Total 7

Representative Shontz excused at this time.

SB 137 - That SB 137 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Curtiss, Devlin, Keyser, Seifert, Swift.

Total 5

Excused: Abrams, Bardanouve, Dozier, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft, Waldron.

Total 10

Absent or not voting: Bertelsen, Fabrega, Harrington, Solberg.

Total 4

Representative Shontz present at this time.

SB 267 - That SB 267 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Brand, Harper.

Total 2

Excused: Abrams, Bardanouve, Dozier, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: Harrington, Manuel, Sales, Underdal, Yardley.

Total 5

SB 305 - That SB 305 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Dozier, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: Sales, Underdal, Yardley.

Total 3

Representative Driscoll excused at this time.

SB 314 - That SB 314 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Dozier, Driscoll, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 10

Absent or not voting: Harrington, Lory, Williams, Yardley.

Total 4

Representative Dozier present at this time.

SB 340 - That SB 340 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride,

McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Switzer, Underdal, Veleber, Vinger, Winslow, Zabrocki.

Total 69

Noes: Brand, Connelly, Darko, Dozier, Eudaily, Farris, Hand, Hansen, Harper, Howe, Kadas, Kemmis, Lybeck, Nisbet, Ream, Schye, Spaeth, Swift, Vincent, Wallin, Williams, Yardley.

Total 22

Excused: Abrams, Bardanouve, Driscoll, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: None.

Total 0

Representatives Bardanouve and Seifert excused at this time.

Representative Driscoll present at this time.

SB 448 - That SB 448, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Marks, Manuel, Mueller, Phillips, Ramirez, Sales, Sands, Schultz, Solberg, Swift, Switzer, Underdal, Wallin, Winslow.

Total 35

Noes: Bachini, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 52

Excused: Abrams, Bardanouve, Kitselman, Nordtvedt, O'Connell, Seifert, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: Brand, Harp, Harrington, Vinger.

Total 4

That SB 448 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Swift, Underdal.

Total 2

Excused: Abrams, Bardanouve, Kitselman, Nordtvedt, O'Connell, Seifert, Stobie, Thoft, Waldron.

Total 9

Absent or not voting: Brand, Compton, Harrington, Vinger, Winslow.

Total 5

Representatives Bardanouve and Seifert present at this time.

SB 170 - That SB 170 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Stobie, Thoft, Waldron.

Total 7

Absent or not voting: Harrington.

Total 1

Representative Shontz excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Farris moved the adoption of the committee report. Report adopted. (81-6)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/22/83

Correctly printed: HB 526, HB 739, HB 740, HB 907.

Correctly enrolled: HB 296, HB 301, HB 302, HB 401, HB 489, HB 501, HB 530, HB 531, HB 532, HB 533, HB 547, HB 554, HB 674, HB 688, HB 712.

Examined by the sponsor (Bardanouve) and found to be correct: HB 489, HB 505, HB 530, HB 531, HB 532, HB 533.

Examined by the sponsor (Nilson) and found to be correct: HB 712.

Examined by the sponsor (Sales) and found to be correct: HB 688.

Examined by the sponsor (Howe) and found to be correct: HB 554.

Examined by the sponsor (Hand) and found to be correct: HB 547.

Examined by the sponsor (McBride) and found to be correct: HB 674.

Examined by the sponsor (Farris) and found to be correct: HB 501.

Examined by the sponsor (Harper) and found to be correct: HB 296, HB 301, HB 302.

Signed by the Speaker at 4:10 p.m., 3/22/83: HB 200, HB 270, HB 505, HB 568, HB 670, HB 696, HB 766, HJR 12, HJR 26.

Signed by the Speaker at 5:35 p.m., 3/22/83: HB 94, HB 315, HB 492, HB 514, HB 626, HB 764, HJR 18.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/22/83

SB 250, be concurred in. Report adopted.

SB 251, be concurred in. Report adopted.

SB 456, third reading copy, be amended as follows:

1. Title, line 5.

Strike: "OR INVEST IN"

2. Title, line 7.

Strike: "REQUIRE"

Insert: "ALLOW"

3. Page 1, line 15.

Following: "~~incremental~~"

Insert: "incremental"

4. Page 1.

Strike: line 20 through "CONSERVATION" on line 21

Insert: "to an electric or natural gas utility of energy or capacity, or both, which, but for the purchase of conservation, the utility would generate or supply itself or purchase from another source"

5. Page 2, line 12.

Following: "POWER"

Insert: "or natural gas"

6. Page 2, line 13.

Strike: "INVESTMENT IN"

Insert: "purchase of"

7. Page 2, line 16.

Following: "EQUIPMENT"

Insert: "or other cost-effective measures"

8. Page 2, line 18.

Following: line 17

Insert: "(4) "Residential building" means a building used for residential occupancy that:

(a) was fully constructed and habitable as of [the effective date of this act];

(b) has a system for heating, cooling, or both that uses a fuel supplied by the utility; and

(c) contains at least one, but not more than four separately or centrally heated dwelling units, or contains more than four separately heated, or cooled, or both heated and cooled units."

9. Page 2, line 18.

Strike: "investment in or"

10. Page 2, line 20.

Strike: ":",

11. Page 2, line 21.

Strike: "(a)"

Following: "purchase conservation"

Strike: remainder of lines 21 and 22 in their entirety

12. Page 2, line 23.

Strike: "(b)"
Insert: "by"
Strike: "engage"
Insert: "engaging"

13. Page 2, line 24.
Strike: "or investments"

14. Page 3, line 2.
Following: line 1
Insert: "(3) Cost-effective conservation measures approved by the commission must, at the customer's discretion, be installed by either:

- (a) a person or a private firm; or
- (b) the customer himself"

15. Page 3, line 3.
Strike: "or investments"

16. Page 3, line 15.
Strike: "or investment in"

17. Page 2, line 17.
Strike: "or investments"

18. Page 3, line 21.
Strike: "or investment in"
Strike: ", established by"

19. Page 3, line 22.
Strike: "adding"
Insert: "not to exceed"
Following: "2%"
Insert: "added"
Following: "to"
Insert: ", and not to be less than,"

20. Page 4, line 3.
Following: line 2
Insert: "(4) The commission shall prescribe amortization periods for conservation that is included in a utility's rate base."

21. Page 4, line 5.
Following: "APPROVE"
Insert: "cost-effectiveness"
Following: "criteria"
Strike: remainder of line 5 through "criteria," on line 6

22. Page 4, line 9.
Strike: "criteria"
Insert: "potential for conservation measures"

And, as amended, be concurred in. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
SB 456

A statement of intent is necessary for this bill because it directs the Public Service Commission to adopt rules governing the installation of cost-effective conservation measures and the reflection of those measures

in a utility's rate base. The commission must approve criteria and standards for:

- (1) allowable conservation measures from an engineering standpoint;
- (2) cost-effectiveness;
- (3) on-site energy audits;
- (4) conservation corresponding to end-use of energy that a utility provides;
- (5) inspections;
- (6) inclusion of conservation in a utility's rate base;
- (7) other procedures necessary to implement this act.

In adopting cost-effectiveness and engineering criteria, the commission is directed to consult with the department of natural resources and conservation and with Montana's representatives to the Northwest Power Council.

It is not the intent of the legislature to allow grants from the Bonneville Power Administration for purposes of conservation to be placed in the rate base.

JUDICIARY (D. Brown, Chairman):

3/22/83

SB 237, third reading copy, be amended as follows:

1. Page 1, line 21.

Following: "OFFICER"

Insert: ", restitution officer, or other designated person"

2. Page 3, lines 11 and 12.

Following: "the"

Strike: "statutory" through "offense" on line 12

Insert: "period for which the sentence has been suspended or deferred under 46-18-201"

3. Page 3, line 14.

Following: "payment"

Strike: "or other restitution"

4. Page 3, line 16.

Following: "pay"

Strike: "or perform"

5. Page 3, line 22.

Following: "officer"

Insert: ", restitution officer, or other designated person"

6. Page 3, lines 23 and 24.

Following: "payment"

Strike: "or other performance"

7. Page 4, lines 14 and 15.

Following: "the" on line 14

Strike: "statutory" through "offense" on line 15

Insert: "period for which the sentence has been suspended or deferred under 46-18-201"

And, as amended, be concurred in. Report adopted.

SB 260, third reading copy, be amended as follows:

1. Title, line 7.

Following: "PUBLIC"

Strike: "WITH" through "OWNER" on line 8

2. Page 1, line 21.

Following: "upon"

Strike: "highways" through "state" on line 22

Insert: "all ways of this state open to the public"

3. Page 2, line 5.

Following: "public"

Strike: "with" through "owner" on line 6

4. Page 3, line 3.

Following: "vehicle"

Strike: "within this state"

Insert: "upon ways of this state open to the public"

5. Page 3, line 6.

Following: "vehicle"

Strike: "within this state"

Insert: "upon ways of this state open to the public"

And, as amended, be concurred in. Report adopted.

SB 313, third reading copy, be amended as follows:

1. Title, line 7.

Following: "PERSON"

Strike: "REFUSING"

Insert: "DRIVING UPON WAYS OF THIS STATE OPEN TO THE PUBLIC WHO REFUSES"

2. Title, line 10.

Following: "SUSPENSION;"

Insert: "PROVIDING THAT AN APPEAL OF SUSPENSION MAY BE FILED IN THE DISTRICT COURT IN THE COUNTY IN WHICH THE ARREST WAS MADE AS WELL AS IN THE DISTRICT COURT IN THE COUNTY OF THE DRIVER'S RESIDENCE;"

3. Page 1, line 17.

Strike: "the" through "state" on line 18

Insert: "ways of this state open to the public"

4. Page 2, line 2.

Strike: "the" through "state" on line 3

Insert: "ways of this state open to the public"

5. Page 2, line 21.

Strike: "the" through "state" on line 22

Insert: "ways of this state open to the public"

6. Page 4, line 7.

Following: "person"

Strike: "shall reside"

Insert: "resides or in the district court in the county in which this arrest was made"

7. Page 4, line 16.

Following: "upon"

Strike: "the public highways"

Insert: "ways of this state open to the public"

And, as amended, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

3/22/83

SB 273, third reading copy, be amended as follows:

1. House Committee on Labor amendments, dated 3/17/83.

Strike: amendments 1 and 2

2. Page 1, line 20.

Strike: "with an"

Insert: "in which his"

Following: "wage"

Insert: "was"

Following: "to"

Insert: "20% of the average weekly wage calculated pursuant to 39-51-2201(3)"

3. Page 1, lines 21 and 22.

Strike: "the" on line 21 through "amount" on line 22

And, as amended, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/21/83

HJR 33, introduced bill, be amended as follows:

1. Page 9, line 3.

Strike: "\$693,222,000"

Insert: "\$713,257,000"

2. Page 9, line 22.

Following: line 21

Strike: line 22 in its entirety

Insert: "26,666,000 28,856,000 55,522,000"

3. Page 10, line 4.

Following: line 3

Strike: line 4 in its entirety

Insert: "24,834,000 29,259,000 54,093,000"

4. Page 10, line 8.

Following: line 7

Strike: line 8 in its entirety

Insert: "17,994,000 22,965,000 40,959,000"

5. Page 10, lines 11 through 15.

Following: "Assumptions:" on line 11

Strike: lines 11 through 15 in their entirety

Insert: "The house taxation committee recommended as a reasonable revenue estimate in this area that the legislature accept a figure that splits the difference between estimates by the legislative fiscal analyst and the office of budget and program planning."

6. Page 10, line 17.

Following: line 16

Strike: line 17 in its entirety

Insert: "30,567,000 30,567,000 61,134,000"

7. Page 10, line 21.

Following: "will"

Strike: "decline gradually"

Insert: "remain constant at \$264 million"

8. Page 10, line 23.

Following: "and"

Strike: "9.5%"

Insert: "10%"

9. Page 10, line 24.

Following: "year,"

Strike: "\$47"

Insert: "\$50"

10. Page 11, line 8.

Following: line 7

Strike: line 8 in its entirety

Insert: "14,242,000 14,887,000 29,129,000"

11. Page 11, line 15.

Following: line 14

Strike: line 15 in its entirety

Insert: "5,707,000 5,988,000 11,695,000"

12. Page 11, line 19.

Following: line 18

Strike: line 19 in its entirety

Insert: "42,232,000 42,609,000 84,841,000"

13. Page 12, lines 1 and 2.

Following: "declines" on line 1

Strike: line 1 through "1983" on line 2

Insert: "is assumed to be 29.7 million barrels for FY 1984 and 29.9 million barrels for FY 1985. This represents a 2% decline over the biennium from the 1982 levels"

14. Page 12, line 4.

Following: line 3

Strike: line 4 in its entirety

Insert: "6,737,000 7,182,000 13,919,000"

15. Page 12, line 6.

Following: line 5

Strike: line 6 in its entirety

Insert: "12,451,000 14,490,000 26,941,000"

16. Page 12, line 15.

Following: line 14

Strike: line 15 in its entirety

Insert: "7,205,000 7,582,000 14,787,000"

17. Page 12, line 17.

Following: line 16

Strike: line 17 in its entirety

Insert: "926,000 942,000 1,868,000"

18. Page 12, line 19.

Following: line 18

Strike: line 19 in its entirety

Insert: "1,483,000 1,049,000 2,532,000"

19. Page 12, line 21.

Following: line 20

Strike: line 21 in its entirety

Insert: "1,824,000 1,860,000 3,684,000"

20. Page 12, line 23.

Following: line 22

Strike: line 23 in its entirety

Insert: "919,000 937,000 1,856,000"

21. Page 12, line 25.

Following: line 24

Strike: line 25 in its entirety

Insert: "2,551,000 2,767,000 5,318,000"

22. Page 13, line 2.

Following: line 1

Strike: line 2 in its entirety

Insert: "1,255,000 1,267,000 2,522,000"

23. Page 13, line 4.

Following: line 3

Strike: line 4 in its entirety

Insert: "3,083,000 3,442,000 6,525,000"

24. Page 13, line 6.

Following: line 5

Strike: line 6 in its entirety

Insert: "1,642,000 1,815,000 3,457,000"

25. Page 13, line 8.

Following: line 7

Strike: line 8 in its entirety

Insert: "10,745,000 11,580,000 22,325,000"

26. Page 13, line 11.

Following: line 10

Strike: line 11 in its entirety

Insert: "\$341,963,000 \$371,294,000 \$713,257,000"

27. Page 13, line 13.

Following: line 12

Strike: "\$56,300,000"

Insert: "\$55,000,000"

And, as amended, do pass. Report adopted.

SB 68, be concurred in. Report adopted.

3/22/83

SB 244, be concurred in. Report adopted.

SB 342, be concurred in. Report adopted.

SB 413, be concurred in. Report adopted.

Adverse Committee Report

TAXATION (Yardley, Chairman):

3/22/83

SB 159, be not concurred in.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 511 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 60

Noes: Bergene, Bliss, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Harp, Hemstad, Iversen, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Phillips, Pistoria, Ramirez,

Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Winslow.

Total 37

Paired: Harrington, Nordtvedt, O'Connell, Quilici, Ayes; Hannah, Kitselman, Marks, Stobie, Noes.

Excused: Abrams, Shontz, Thoft.

Total 3

Absent or not voting: None.

Total 0

HB 747 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Harp, Lory, Sands.

Total 3

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 7 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Keyser.

Total 1

SB 114 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 120 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Saunders.

Total 1

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 173 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Bardanouve, Bliss, D. Brown, Compton, Curtiss, Devlin, Driscoll, Ellerd, Ernst, Hannah, Harp, Hemstad, Iverson, Jacobsen, R. Jensen,

Jones, Keyser, Koehnke, McCormick, Marks, Neuman, Sales, Seifert, Smith, Switzer, Underdal.

Total 26

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 184 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 204 concurred in as follows:

Ayes: Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Addy, Bardanouve, Brand, Driscoll, Farris, Hammond, Hand, J. Jensen, R. Jensen, Kadas, Neuman, Peck, Ream, Saunders.

Total 14

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: Asay, Manuel.

Total 2

SB 210 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, Dozier, Driscoll, Ellerd, Farris, Hannah, McCormick, Sales, Switzer, Wallin.

Total 10

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 221 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bardanouve, Harp.

Total 2

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 227 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Brand.

Total 2

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Bergene.

Total 1

SB 259 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Neuman.

Total 1

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 269 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Smith.

Total 1

SB 278 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: D. Brown, Hannah, Harp, Iverson, Koehnke, Swift.

Total 6

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Menahan.

Total 1

SB 279 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Smith.

Total 1

SB 294 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: D. Brown, Veleber.

Total 2

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 298 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 317 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 86

Noes: Donaldson, Hannah, Jones, Marks, Peck, Sales, Wallin.
Total 7

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.
Total 7

Absent or not voting: None.

Total 0

SB 330 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp,

Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Ellerd.

Total 1

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 345 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Harp, Lybeck, Peck.

Total 3

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Keyser.

Total 1

SB 371 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Neuman.

Total 2

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 404 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Jacobsen, McCormick, Sales, Solberg, Swift.

Total 5

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Curtiss.

Total 1

SB 415 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SB 418 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Brand.

Total 2

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: Schye.

Total 1

SB 428 concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Asay, Brand, D. Brown, Ellerd, Harper, Holliday, Jacobsen, Jones, Koehnke, Sales, Schultz, Underdal.

Total 12

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

SJR 17 concurred in as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Harp, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kennerly, Keyser, Lory, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Schultz, Seifert, Smith, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Addy, Bachini, Bardanouve, Brand, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Jacobsen, J. Jensen, Kadas, Keenan, Koehnke, Lybeck, McBride, Menahan, Metcalf, Nilson, Nisbet, Quilici, Ream, Sands, Saunders, Schye, Solberg, Spaeth, Veleber, Vincent, Waldron, Mr. Speaker.

Total 35

Excused: Abrams, Kitselman, Nordtvedt, O'Connell, Shontz, Stobie, Thoft.

Total 7

Absent or not voting: None.

Total 0

MOTIONS

Representative Vincent moved that the House recess at 7:00 p.m.
Motion carried.

House resumed at 7:10 p.m.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Farris in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Committee on Appropriations excused at this time.

SB 107 - That SB 107, third reading copy, be amended as follows:

1. House committee amendments, dated 3/14/83.

Strike: amendments 5 and 8

2. Page 5, line 8.

Following: line 7

Insert: "(b) the aggregate maximum benefit for alcoholism and drug addiction of inpatient expenses under basic inpatient policies and contracts plus inpatient expenses under major medical policies and contracts may be limited to no less than:

(i) \$4,000 in any 24 month period; and

(ii) \$8,000 in lifetime benefits."

3. Page 6, line 7.

Following: line 6

Insert: "(b) the aggregate maximum benefit for alcoholism and drug addiction of inpatient expenses under basic inpatient policies and contracts plus inpatient expenses under major medical policies and contracts may be limited to no less than:

(i) \$4,000 in any 24 month period; and

(ii) \$8,000 in lifetime benefits."

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Daily, Darko, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 61

Noes: D. Brown, Curtiss, Dozier, Driscoll, Ellison, Keyser, Smith, Solberg, Swift.

Total 9

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Neuman, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 23

Absent or not voting: Brand, Devlin, Fagg, Harrington, Jacobsen, R. Jensen, Marks.

Total 7

Representatives Neuman and Pavlovich present at this time.

Representative Williams excused at this time.

Representative Schye moved that SB 107, as amended, be concurred in. Representative Ramirez made a substitute motion that consideration on SB 107 be passed for the day. The substitute motion failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Hand, Hannah, Hanson, Harp, Holliday, Jones, Kennerly, Keyser, Koehnke, Marks, Miller, Mueller, Neuman, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Wallin.

Total 35

Noes: Addy, Bachini, Bergene, Bertelsen, D. Brown, J. Brown, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Vinger, Yardley, Zabrocki.

Total 41

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Brand, Fagg.

Total 2

Representative Kemmis moved that consideration on SB 107 be passed for the day. Motion carried.

Representative Driscoll excused at this time.

SB 125 - That SB 125 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 73

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Driscoll, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt,

O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 23

Absent or not voting: Brand, Fagg, McBride, Marks.

Total 4

SB 174 - That SB 174 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Yardley.

Total 73

Noes: Solberg.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Driscoll, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 23

Absent or not voting: Fagg, Vinger, Zabrocki.

Total 3

Representative Driscoll present at this time.

Representative Miller excused at this time.

SB 208 - That SB 208 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 73

Noes: Hannah.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Miller, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 23

Absent or not voting: Fagg, Jacobsen, Seifert.

Total 3

Representative Miller present at this time.

SB 248 - That SB 248 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 72

Noes: Brand, Curtiss, Keyser.

Total 3

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Darko, Fagg, Seifert.

Total 3

SB 264 - That SB 264 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 65

Noes: Brand, Hanson, Harper, Hart, R. Jensen, Lybeck, Marks, Smith, Solberg, Swift.

Total 10

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Fagg, Jones, Seifert.

Total 3

SB 265 - That SB 265 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 74

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Curtiss, Fagg, Kemmis, Seifert.

Total 4

SB 309 - That SB 309 be concurred in. Motion carried as follows:

Ayes: Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vinger, Wallin, Yardley, Zabrocki.

Total 72

Noes: Addy, Harper, Vincent.

Total 3

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Ellison, Kemmis, Seifert.

Total 3

Representative McCormick excused at this time.

SB 311 - That SB 311, third reading copy, be amended as follows:

1. House State Administration Committee amendments, dated 3/18/83.

Strike: amendment 4

Representative Menahan excused at this time.

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Marks, Miller, Mueller, Neuman, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Wallin.

Total 48

Noes: Brand, D. Brown, J. Brown, Darko, Dozier, Farris, Hammond, Hand, Hansen, Harper, Hart, Kadas, Lybeck, McBride, Metcalf, Nilson, Nisbet, Pavlovich, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Yardley, Zabrocki.

Total 26

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, McCormick, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 23

Absent or not voting: Harrington, R. Jensen, Sales.

Total 3

Representatives McCormick and Menahan present at this time.

Representative Hannah excused at this time.

That SB 311, as amended, be concurred in. Motion failed as follows:

Ayes: Bergene, Fagg, Harp, Holliday, McBride, McCormick, Miller, Phillips, Sands, Saunders, Swift.

Total 11

Noes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, Marks, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Ramirez, Ream, Ryan, Sales, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 63

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hannah, Hemstad, Kitselman, Lory, Manuel, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 23

Absent or not voting: Keyser, Mueller, Yardley.

Total 3

Representative Hannah present at this time.

That SB 311, as amended, be not concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Pistoria, Ramirez, Ream, Ryan, Sales, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 66

Noes: Bergene, Fagg, Harp, Holliday, McCormick, Phillips, Sands, Saunders, Swift.

Total 9

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Kitselman, Lory, Manuel, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 22

Absent or not voting: Lybeck, McBride, Yardley.

Total 3

Representatives Hannah, Harper, Menahan, and Seifert excused at this time.

SB 324 - That SB 324 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 65

Noes: Keyser, Sales.

Total 2

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Fagg, Hannah, Harper, Hemstad, Kitselman, Lory, Manuel, Menahan, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 27

Absent or not voting: Bliss, Daily, Harrington, Kemmis, McBride, Yardley.

Total 6

Representative Fagg was excused from voting on SB 324 due to a possible conflict of interest.

Representative Dozier excused at this time.

SB 370 - That SB 370 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 69

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Harper, Hemstad, Kitselman, Lory, Manuel, Menahan, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 25

Absent or not voting: Daily, Harrington, Keenan, Kemmis, McBride, Yardley.

Total 6

Representatives Driscoll, McBride, and Miller excused at this time.

SB 384 - That SB 384 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Mueller, Nilson, Nisbet, Pavlovich,

Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Saunders, Seifert, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 60

Noes: Brand, Hammond, Schultz, Schye, Solberg.

Total 5

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Driscoll, Ernst, Harper, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Miller, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 28

Absent or not voting: Daily, Fagg, Harrington, Keenan, Kemmis, Ream, Yardley.

Total 7

Representatives Driscoll, Harper, and Miller present at this time.

HB 285 - Representative Vincent moved that consideration on HB 285 be passed for the day. Motion carried.

HB 901 - Representative Eudaily moved that consideration on HB 901 be passed for the day. Motion carried.

SB 203 - That SB 203 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 69

Noes: Brand.

Total 1

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Neuman, Nordtvedt, O'Connell, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 25

Absent or not voting: Daily, Harrington, Keenan, Kemmis, Yardley.

Total 5

Representative Neuman present at this time.

Representatives Driscoll and Pistoria excused at this time.

SB 249 - That SB 249 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Sales, Sands, Saunders, Schultz,

Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 69

Noes: Brand, Ryan, Seifert.

Total 3

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Driscoll, Ernst, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 26

Absent or not voting: Daily, Yardley.

Total 2

SB 280 - That SB 280 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 69

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Driscoll, Ernst, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 26

Absent or not voting: D. Brown, Daily, Hansen, Schultz, Yardley.

Total 5

Representative Driscoll present at this time.

SB 394 - That SB 394 be concurred in. Motion carried as follows:

Ayes: Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Vinger, Wallin.

Total 68

Noes: Addy, Darko, J. Jensen, Veleber, Zabrocki.

Total 5

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 25

Absent or not voting: Daily, Yardley.

Total 2

SB 401 - That SB 401, third reading copy, have the following statement of intent attached:

Statement of Intent
SB 401

Senate Bill 401 requires a statement of intent because it provides that the Board of Natural Resources and Conservation must by rule prescribe a fee for the processing of a copy of a water right transfer certificate. It is the intent of the legislature that the board study the cost of processing such certificates and set the fee commensurate with the department's cost in processing a certificate. In making its cost analysis study the board should consult with the department and obtain the department's opinion as to what the department's costs will be. The fee may not be set so high that it generates revenue in excess of actual costs.

Statement of intent passed as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 70

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Hannah, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 26

Absent or not voting: Daily, Fabrega, Ream, Yardley.

Total 4

Representatives Ellerd and Pavlovich excused at this time.

That SB 401, with statement of intent attached, be concurred in.
Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Zabrocki.

Total 69

Noes: None.

Total 0

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ellerd, Ernst, Hannah, Hemstad, Kitselman, Lory, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 28

Absent or not voting: D. Brown, Fagg, Yardley.

Total 3

HB 526 - Representative Smith moved that HB 526 be placed below SB 251. Motion carried.

Representative Dozier present at this time.

Representatives Ellerd, Ernst, Hannah, Lory, McBride, Pavlovich, Peck, Williams, and Winslow present at this time.

HB 667 - That HB 667 do pass. Motion carried as follows:

Ayes: Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Addy, Brand, J. Brown, Driscoll, Hart, J. Jensen, Nisbet, Pavlovich, Spaeth, Veleber.

Total 10

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: R. Jensen.

Total 1

HB 907 - That HB 907 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Asay, Compton, Iverson, Lybeck, Sales.

Total 5

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: None.

Total 0

Representative Winslow excused at this time.

SB 2 - That SB 2 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 73

Noes: D. Brown, Darko, Dozier, Farris, Harrington, J. Jensen, Veleber, Yardley.

Total 8

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 19

Absent or not voting: None.

Total 0

Representatives Dozier and McBride excused at this time.

SB 138 - That SB 138 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Hannah, Hansen.

Total 2

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Hemstad, Kitselman, McBride, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 21

Absent or not voting: Howe, Marks, Nisbet.

Total 3

SB 194 - Representative D. Brown moved that consideration on SB 194 be passed for the day. Motion carried.

Representatives Dozier and McBride present at this time.

Representative Ellerd excused at this time.

SB 250 - That SB 250 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.
Total 76

Noes: Brand.
Total 1

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Ellerd, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Vinger, Waldron, Winslow.
Total 21

Absent or not voting: Marks, Nilson.
Total 2

Representative Ellerd present at this time.

Representative Wallin excused at this time.

SB 251 - That SB 251 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki.
Total 78

Noes: Brand, Schultz.
Total 2

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Wallin, Winslow.
Total 20

Absent or not voting: None.
Total 0

Representative Wallin present at this time.

HB 526 - That HB 526 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet,

Pavlovich, Phillips, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Bachini, Jacobsen, Koehnke, Neuman, Peck, Sales.

Total 6

Excused: Abrams, Bardanouve, Bengtson, Connelly, Donaldson, Hemstad, Kitselman, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 19

Absent or not voting: Harrington.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Farris moved that the committee of the whole report be deemed read. Motion carried. Chairman Farris moved the adoption of the committee report. Representative Driscoll made a substitute motion that SB 309 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (78-2)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/22/83

Correctly printed: HB 667.

Signed by the Speaker at 8:34 p.m., 3/22/83: SB 101, SB 242, SB 349, SB 398.

Examined by the sponsor (R. Jensen) and found to be correct: HB 401.

LOCAL GOVERNMENT (McBride, Chairman):

3/22/83

HB 793, introduced bill, be amended as follows:

1. Title, line 10.

Following: "MCA;"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 4, line 13.

Following: "tax"

Insert: "as a percentage of the state income tax liability"

3. Page 4, line 16.

Following: "liability."

Insert: "Nothing in [sections 8 through 15] may be construed to permit a county to levy an income tax on a regulated public utility"

4. Page 4, line 18.

Strike: "local income"

5. Page 4, line 19.

Following: "by"

Strike: "[section]"

Insert: "[sections]"

Following: "8"

Insert: ", 16, and 17"

6. Page 5, line 8.

Following: "government"

Strike: "income tax"

Insert: "(insert name of tax)"

7. Page 5, line 9.

Following: "government"
Strike: "income tax"
Insert: "(insert name of tax)"

8. Page 5, line 17.
Following: "before"
Strike: "October"
Insert: "August"

9. Page 5, line 21.
Following: "any"
Strike: "fiscal"
Insert: "calendar"

10. Page 5, line 23.
Strike: "120"
Insert: "150"

11. Page 6.
Following: line 23
Insert: "(1) For the purposes of this section the term "nonresident" means a person not maintaining a permanent place of residence in the county at the close of the tax year."
Renumber: subsequent subsections

12. Page 7, line 6.
Following: "the"
Strike: "nonresident"
Insert: "taxpayer"

13. Page 7, line 8.
Following: "tax, the"
Strike: "department shall credit"
Insert: "taxpayer shall pay"

14. Page 7, line 9.
Following: "total"
Strike: "net proceeds of the nonresident's"
Following: "to"
Insert: "be credited to"

15. Page 7, line 10.
Following: "business"
Strike: "and refund the"

16. Page 7, line 11.
Strike: "remainder to the taxpayer"

17. Page 8, line 9.
Following: "must be"
Strike: "distributed" on line 9 through "be" on line 11

18. Page 8, lines 18 through 24.
Strike: subsection (b) in its entirety

19. Page 9, line 4.
Following: "(1)"
Strike: "A"
Insert: "Pursuant to the provisions of [section 9] a"

20. Page 9, lines 4 through 6.
Following: "may" on line 4
Strike: "by" on line 4 through "resolution" on line 6

21. Page 9, line 9.

Following: "The"

Strike: "registrar of motor vehicles"

Insert: "motor vehicle division, department of justice"

22. Page 10, line 4.

Following: line 3

Strike: "A"

Insert: "Pursuant to the provisions of [section 9] a"

23. Page 10, lines 4 through 6.

Following: "may" on line 4

Strike: "by" on line 4 through "resolution" on line 6

24. Page 10.

Following: line 24

Insert: "NEW SECTION. Section 20. Appropriation. There is appropriated \$37,000 from the general fund to the department of revenue for the biennium ending June 30, 1985, for the initial development costs of the local income tax program."

Re-number: subsequent section

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 793

A statement of intent is required on this bill because rulemaking authority is granted the Department of Revenue in section 13 and the Motor Vehicle Division of the Department of Justice in section 16.

It is intended that the rules promulgated by the Department of Revenue would provide maximum compatibility with rules adopted by the Department for administering state income taxes. In achieving this goal the Department should strive for simplicity for taxpayers, and if burdens are necessary, the Department should bear them. In administering the program the primary objective should be efficiency for both the state and the concerned counties. It is contemplated that the rules will address reporting forms, payments to local governments, and other procedures necessary for the proper administration of the local income tax.

The rules promulgated by the Motor Vehicle Division are intended to be primarily administrative such as prescribing reporting by local governments, payment schedules by the Division, forms to be used, and other procedures necessary for the proper administration of the motor vehicle fee for local governments.

SB 281, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/22/83

HB 858, introduced bill, be amended as follows:

1. Title, line 4.

Following: "ACT"

Strike: "INCREASING"

Insert: "PROVIDING A GRADUATED SCALE FOR"

2. Page 1, line 13.

Following: "~~3%~~"

Strike: "~~7%~~"

Insert: "the following percentage"

3. Page 1, line 16.

Following: "Montana"

Insert: " (1) 6% for the first 2580 cartons or portion thereof purchased in any calendar month;

(2) 4% for the next 2580 cartons or portion thereof purchased in any calendar month; and

(3) 3% for purchases in excess of 5160 cartons in any calendar month"

4. Page 2, line 12.

Following: "defrayment"

Strike: "of"

Following: "~~3%~~"

Strike: "7%"

And, as amended, do pass. Report adopted.

SB 186, third reading copy, be amended as follows:

1. Title, line 7.

Following: "ACCOUNT"

Insert: "; AND TO AWARD GRANTS AND LOANS TO FEDERALLY RECOGNIZED TRIBES AND UNITS OF TRIBAL GOVERNMENT"

2. Page 4, line 4.

Following: "development."

Insert: "For purposes of this part the term local government unit includes a federally recognized tribe and governmental units thereof."

And, as amended, be concurred in. Report adopted.

SB 363, third reading copy, be amended as follows:

1. Page 7, lines 3 and 4.

Following: "an" on line 3

Strike: line 3 through "PUBLIC" on line 4

Insert: "an"

2. Page 7, line 25.

Following: "an"

Strike: "A PUBLIC"

Insert: "an"

And, as amended, be concurred in. Report adopted.

Adverse Committee Report

SB 159 - Representatives Devlin, Jacobsen, Underdal, Switzer, Asay, Harp, Vinger, Iverson, Hannah, Solberg, Ryan, D. Brown, Holliday, Koehnke, Pistoria, Marks, Curtiss, Hanson, Schultz, and Zabrocki objected to the adverse committee report on SB 159, and requested that the bill be printed and placed on second reading. 3/22/83

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 917, introduced by Fagg, Ellerd. Referred to Committee on Taxation.

MOTIONS

Representative Marks moved that HB 909 be taken from the Committee on Human Services and referred to the Committee on Appropriations. Motion carried.

Representative Hart moved that her vote on SB 210, third reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that the House adjourn until 3:00 p.m., March 23, 1983.

Motion carried.

House adjourned at 10:35 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-SIXTH LEGISLATIVE DAY

Helena, Montana
March 23, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except D. Brown, Fagg, R. Jensen, Neuman, Nordtvedt, Williams, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the sixty-third and sixty-fourth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/23/83

Correctly printed: HB 103, HB 510.

Considered correctly engrossed: HB 526, HB 550, HB 667, HB 907.

Correctly enrolled: HB 655.

Examined by the sponsor (Harp) and found to be correct: HB 655.

Delivered to the Secretary of State at 1:57 p.m., 3/23/83: HJR 12, HJR 18.

Delivered to the Governor for his approval at 2:04 p.m., 3/23/83: HB 200, HB 203, HB 207, HB 247, HB 269, HB 270, HB 324, HB 337, HB 436, HB 505, HB 556, HB 568, HB 670, HB 696, HB 766.

APPROPRIATIONS (Bardanoue, Chairman):

3/22/83

HB 418, do pass. Report adopted.

HB 447, introduced bill, be amended as follows:

1. Page 1.

Strike: everything following the enacting clause

Insert: "Section 1. Title. This act may be cited as the "General Appropriations Act of 1983".

Section 2. Definitions. For the purposes of this act, unless otherwise stated, the following definitions apply:

(1) "Agency" means each state office, department, division, board, commission, council, committee, institution, university unit, or other entity or instrumentality of the executive branch, office of the judicial branch, or office of the legislative branch of state government.

(2) "Approving authority" means the governor or his designated representative, for executive branch agencies; the chief justice of the supreme court for judicial branch agencies; appropriate legislative committees for legislative branch agencies; or the board of regents or its designated representative for the university system.

(3) "University system unit" means the board of regents, office of the commissioner of higher education, university of Montana at Missoula, Montana state university at Bozeman, Montana college of mineral science and technology at Butte, eastern Montana college at Billings, northern Montana college at Havre, western Montana college at Dillon, the agricultural extension station with central offices at Bozeman, the cooperative extension service with central offices at Bozeman, the forestry and conservation experiment station with central offices at Missoula, or the bureau of mines and geology with central offices at Butte.

Section 3. Other funds to offset general fund. The approving authority shall decrease the general fund appropriation of the agency by the amount of funds received from other sources in excess of the appropriation provided in this act unless such action is expressly contrary to state or federal law, rule, or contract or the approving authority certifies that the services to be funded by the additional funds are significantly different from those for which the agency has received an appropriation.

Section 4. Expenditure limit. Expenditures may not exceed appropriations.

Section 5. Budget requests. Sufficient funds are appropriated in this act to enable each agency to submit its 1985 biennial budget request to the budget director and the legislative fiscal analyst pursuant to the time schedule established in 17-7-112(1), MCA. If any agency fails to submit its final, complete budget request by the deadlines established in 17-7-112(1), MCA, the expenditure authority herein granted shall be reduced or rescinded by the budget director unless the agency director certifies that an emergency situation has precluded a timely budget presentation and the budget director approves an extension not to exceed 30 days.

Section 6. Detailed budget information. Within 10 days after submission of the executive budget to the legislative fiscal analyst, the budget director shall give the legislative fiscal analyst the governor's expenditure recommendations by object of expenditure to the second level of detail and by funding source detailed by accounting entity. Within 10 days after the 49th Legislature convenes in regular session, the legislative fiscal analyst shall give the budget director expenditure detail contained in the budget analysis to the second level of detail and by funding sources detailed by accounting entity. This information shall be filed in the respective offices and available to members of the Legislature and the general public.

Section 7. Operating budgets. Expenditures may be made only in accordance with operating budgets approved by the approving authority. The respective appropriations are contingent upon approval of the operating budget by July 1 of each fiscal year. Each operating budget shall include expenditures for each agency program detailed at least by personal services, operating expenses, equipment, benefits and claims, transfers, and local assistance. However, if any agency allocates its appropriations to the second expenditure level in the state accounting system, separate operation plans need not be submitted to the approving authority.

Section 8. Program transfers. Within each fiscal year, the approving authority may approve agency requests for program transfers for up to a 5% program increase or decrease unless specifically prohibited by other language or statutes. Justification explaining the reason for the transfer shall be submitted to the approving authority and the legislative fiscal analyst with the request. Upon approval, the approving authority shall present the final transfer allowed and the justification used to the legislative fiscal analyst.

Section 9. Reduction of appropriation. In the event of a shortfall in revenue, the governor may reduce any or all appropriations. No appropriation may be reduced by more than 15%. The following appropriations may not be reduced:

- (1) payment of interest and retirement of state debt;
- (2) the legislative branch;
- (3) the judicial branch;

- (4) school foundation program; or
- (5) salaries of elected officials during their terms of office.

Section 10. Access to records. No funds appropriated by this act may be expended for any contract, written or oral, with a nonstate entity for services to be provided by the nonstate entity to members of the public on behalf of the state unless such contract contains a provision for legislative audit and analysis purposes in determining compliance with the terms of the contract. Each such contract may be unilaterally terminated by the state, and each contract must so provide upon refusal of the nonstate entity to allow access to records necessary to carry out the legislative audit and analysis functions set out in Title 5, chapters 12 and 13.

Section 11. Severability. If any section, subsection, sentence, clause, or phrase of this act is for any reason held unconstitutional, such decision does not affect the validity of the remaining portions of this act.

Section 12. Reversion. Notwithstanding other provisions of law, the unexpended balance of each appropriation reverts to the fund from which it was appropriated at the end of each fiscal year unless otherwise provided in this act.

Section 13. Audit costs. Amounts appropriated for audits may be transferred between fiscal years.

Section 14. Totals not appropriations. The totals shown in this act are for informational purposes only and are not appropriations.

Section 15. Appropriations. The following money is appropriated for the respective fiscal years:

A. LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE

	Fiscal 1984	Fiscal 1985					
General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue
LEGISLATIVE AUDITOR							
1. Operations							
1,498,942	858,874			2,357,816	1,699,041	830,526	2,529,567
LEGISLATIVE FISCAL ANALYST							
1. Operations							
591,472				591,472	617,783		617,783
LEGISLATIVE COUNCIL							
1. Operations							
1,690,597			528,140	2,218,737	2,114,473		179,000
2. NCSL Travel				72,000			
72,000							
3. CSG Travel				35,000			
35,000							
4. Interim Studies				75,000			
75,000							
5. Forestry Task Force				25,000			
25,000							
6. Revenue Oversight Committee				25,000			
25,000							
7. Administrative Code Committee				25,000			
25,000							
8. Capitol Building and Planning Committee				5,000			
5,000							
9. Salary Commission				3,000			
3,000							
10. Five State Legislative Conference				12,000			
12,000							
11. Five State Water Task Force							

General Fund	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	State Special Revenue	Federal Special Revenue				State Special Revenue	Federal Special Revenue		
a. Operations									
794,627				794,627	805,790				805,790
b. Audit				5,000					
5,000				5,000					
c. Attorney Fees				2,037					
2,037				2,037					
2. Administrative Code									
a. Operations									
69,640	105,194			174,834	71,525	108,973			180,498
b. Audit				3,000					
1,552	1,448			3,000					
Total									
872,856	106,642			979,498	877,315	108,973			986,288

Item 1c is for contract services to pay court-ordered attorney fees.

The rate charged for agency filings to update the ARM may not exceed \$25 per page.

COMMISSIONER OF POLITICAL PRACTICES

1. Administration									
144,222	750			144,972	140,502	750			141,252
2. Audit				4,000					
4,000				4,000					
Total									
148,222	750			148,972	140,502	750			141,252

STATE AUDITOR

1. Investment Division									
260,703				260,703	257,687				257,687
2. Management and Control Program									
a. Operations				358,389	370,967				370,967
358,389				358,389	370,967				370,967
b. Audit				6,700					
6,700				6,700					
c. Emergency Equipment Replacement				26,000					
26,000				26,000					
3. Central Payroll Division									
a. Operations				844,744	553,686	235,869			789,555
586,675	258,069			844,744	553,686	235,869			789,555
b. Audit				13,500					
13,500				13,500					
4. Administrative Support									
a. Operations				228,822	230,640				230,640
228,822				228,822	230,640				230,640
b. Audit				20,000					
20,000				20,000					
5. Insurance Division									
a. Operations				606,750	615,338				615,338
606,750				606,750	615,338				615,338
b. Actuary Fees				10,000	10,000				10,000
10,000				10,000	10,000				10,000
c. House Bill 385 Duties				32,000	42,000				42,000
32,000				32,000	42,000				42,000
Total									
2,149,539	258,069			2,407,608	2,080,318	235,869			2,316,187

Item 2c is a biennial appropriation for replacement of equipment used in preparing state warrants. This appropriation may be used only if the existing equipment fails and cannot reasonably be repaired.

Item 5c is to carry out the duties mandated in House Bill 385 from the regular session of the 47th Legislature.

In addition to the funds appropriated above, the amount needed for the local assistance distribution of funds provided in 19-9-702, 19-9-1007, 19-10-305, 19-11-512, 19-11-606, 19-12-301, and 19-13-604, MCA, is appropriated.

DEPARTMENT OF JUSTICE

1. Legal Services									
a. Operations				776,180	756,390	20,692			777,082
756,660	19,520			776,180	756,390	20,692			777,082
b. Case-related Travel				10,000	10,000				10,000
10,000				10,000	10,000				10,000

HOUSE JOURNAL—REGULAR SESSION

	Fiscal 1984				Fiscal 1985					
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
c. Case Assessments										
18,500					18,500	19,600				19,600
2. County Prosecutor Services										
119,849					119,849	121,483				121,483
3. Agency Legal Services										
				362,347	362,347				365,482	365,482
4. Motor Vehicle Administration										
93,151					93,151		93,570			93,570
5. Driver Licensing Program										
1,886,631	99,400				1,986,031	1,914,221	98,900			2,013,121
6. Field Services										
2,793,134	6,229,765				9,022,899	2,905,308	6,187,130			9,092,438
7. Vehicle Registration										
1,979,507					1,979,507		2,034,144			2,034,144
8. Law Enforcement Services Administration										
72,806					72,806	73,773				73,773
9. County Attorney Payroll										
741,291					741,291	773,321				773,321
10. Law Enforcement Telecommunications Bureau										
615,970	411,383				1,027,353	325,909	342,162			668,071
11. Law Enforcement Academy										
375,476	262,779				638,255	451,208	205,779			656,987
12. Fire Marshal										
323,762					323,762	326,851				326,851
13. Identification Bureau										
211,993					211,993	208,612				208,612
14. Criminal Investigators										
157,318		204,041			361,359	167,018		208,803		375,821
15. Central Services										
a. Operations										
353,204	25,000				378,204	353,030	25,000			378,030
b. Audit										
27,422	4,078				31,500					
16. Data Processing										
229,679					229,679	230,550				230,550
17. Transportation of Prisoners										
148,401					148,401	156,107				156,107
18. Forensic Science										
a. Operations										
351,824	289,451				641,275	360,584	235,491			596,075
b. Lab Equipment										
11,000					11,000	12,500				12,500
19. Legal Jurisdiction Project										
a. Operations										
71,824					71,824	74,284				74,284
b. Legal Fees										
300,000					300,000					
Total										
9,576,744	9,414,034	204,041	362,347	19,557,166	9,240,749	9,242,868	208,803	365,482	19,057,902	

Item 1b is appropriated for case-related travel only.

Item 1c is appropriated for multistate case assessments for antitrust cases only.

The rate charged by Agency Legal Services may not exceed \$42.50 per hour in fiscal 1984 and \$45 per hour in fiscal 1985.

Item 18b is appropriated for lab equipment and may be used to match federal funds.

Item 19b is for legal fees, expert witness fees, and court costs. If the appropriation is not sufficient to cover the costs for the 1985 biennium, the department may present a supplemental to the next Legislature. The attorney general shall report to the Legislative Finance Committee in August 1984 and the next Legislature in January 1985 on how this appropriation was expended.

HIGHWAY TRAFFIC SAFETY

1. Operations										
		67,680	1,373,094	1,440,774				70,283	1,373,903	1,444,186
2. Audit										
		2,625	875	3,500						
Total										
		70,305	1,373,969	1,444,274				70,283	1,373,903	1,444,186

BOARD OF CRIME CONTROL

	Fiscal 1984				Fiscal 1985					
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
1. Operations										
428,906			73,412		502,318	424,912		85,640		510,552
2. Audit										
7,000			7,000		14,000					
Total										
435,906			80,412		516,318	424,912		85,640		510,552
DEPARTMENT OF REVENUE										
1. Director's Office										
a. Operations										
167,543	83,697		5,478	256,718	165,783	74,560			3,229	243,572
b. Audit										
70,350	18,900		15,750	105,000						
c. Legal Fees										
35,000				35,000						
2. Central Services										
927,198		5,000	680	932,878	926,267			5,000	705	931,972
3. Research and Information Division										
1,125,585			324,488	1,450,073	1,110,634				318,914	1,429,548
4. Legal and Investigation Program										
374,943		262,766	241,520	879,229	367,359			258,133	236,464	861,956
5. Child Support Enforcement										
333,025		898,190		1,231,215	326,647			884,095		1,210,742
6. Income Tax Division										
2,213,072				2,213,072	2,177,660					2,177,660
7. Natural Resources and Corporation Tax										
1,056,481				1,056,481	1,086,461					1,086,461
8. Miscellaneous Tax										
426,601	65,502			492,103	409,919	66,313				476,232
9. Motor Fuel Division										
	588,444			588,444		594,088				594,088
10. Property Assessment Division										
11,219,523				11,219,523	11,010,472					11,010,472
Total										
17,949,321	756,543	1,165,956	587,916	20,459,736	17,581,202	734,961	1,147,228	559,312		20,022,706

Funds up to \$300,000 remaining within the 1983 biennium appropriation to the property assessment division contained in House Bill 2 of the November 1981 Special Session for defense of the railroad litigation are reappropriated for the 1985 biennium to deal with legal issues arising under federal nondiscriminatory taxation acts such as the Tax Equity and Fiscal Responsibility Act, the Railroad Revitalization and Regulatory Reform Act, and any subsequent federal legislation that directs the state to take a nondiscriminatory posture in the taxation of entities doing business within the state. This appropriation may be used only for attorney fees, expert witnesses, and extraordinary expenses associated solely with resolving disputes related to such legal issues.

Item 1c is a biennial appropriation to pay legal fees incurred by the department.

If the Child Support Enforcement Program is required by a change in federal legislation to pay operating costs from collections, the program is authorized to substitute the Child Support fees and collections for the federal appropriation up to the total amount authorized by the Legislature for operations in the 1985 biennium. In the event established cutoff dates related to the change in funding do not allow for adequate funding of the operating costs from fees and collections, the Department of Administration is authorized to make a loan to the Child Support Enforcement Program from the general fund. The loan may not exceed an amount equal to deposits made by the Child Support Enforcement Program to the general fund for the 6-month period prior to the funding change and must be paid back within 2 years.

The Department of Revenue is authorized to employ necessary personnel and to spend funds received from local government contracts under section 7-14-302, MCA, to administer the local option motor fuel excise tax.

There are appropriated to the Liquor Division funds necessary to maintain adequate inventories of liquor and wine and to operate the state liquor operation. During the 1985 biennium, the division should attempt to return 13% of net sales. Net sales are gross sales less discounts and all taxes collected. The division should also attempt to limit operational expenses of the liquor merchandising system to not more than 15% of net sales. Operational expenses may not include product costs, freight charges, or expenses allocable to other divisions or licensing bureau expenses.

The division retains full authority to determine store operating hours and the number and location of stores and employees. Nonprofitable state stores should be closed or converted to agency stores in an orderly manner. Agency stores should also be closed if the division considers them marginally profitable and other state stores or agencies are located within a reasonable distance. The division is not required to close stores to meet its profit or expense goals if public convenience would be adversely affected by such closure. A nonprofitable state store is one that shows a net loss or is less profitable than if run as an agency store after reducing gross revenues by all state excise and license taxes and by deducting therefrom all normal operating expenses, which include a pro rata share, based on gross sales, of central administration office expenses.

The county commissioners of the various counties and the governing bodies of local government units shall provide office space in county courthouses or government office buildings to the state Department of Revenue for its use at no cost to the state. The department is not liable for any expenses in connection with use of such space including but not limited to rent, utilities, or janitorial services. The department shall use such space as offices for its agents, the county assessor and appraiser, and their respective staffs.

	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	General Fund	State Special Revenue				Federal Special Revenue	State Special Revenue		
DEPARTMENT OF ADMINISTRATION									
1. Central Administration									
a. Operations									
	278,418			278,418	279,889				279,889
b. Audit									
	35,000		41,000	76,000					
c. Travel									
	1,600			1,600					
2. Governor's Elect Program									
					30,000				30,000
3. Accounting									
a. Operations									
	909,747			909,747	926,979				926,979
b. Travel									
	1,380			1,380					
4. Architecture & Engineering									
a. Operations									
	477,839			477,839		478,614			478,614
b. Study of Construction Laws									
	25,000			25,000					
5. General Services									
a. Operations									
	654,942		2,381,124	3,036,066	709,298			2,606,385	3,315,683
b. Security Improvements									
	24,191			24,191					
c. Capital Projects									
			50,000	50,000				50,000	50,000
6. Purchasing									
	516,467			516,467	520,890				520,890
7. Central Stores									
			1,847,106	1,847,106				1,986,591	1,986,591
8. Surplus Property									
			208,952	208,952				206,084	206,084
9. Building Standards									
	904,116			904,116		878,301			878,301
10. Mail & Management									
			805,781	805,781				879,307	879,307
11. Accounting Management									
	357,945			357,945	90,140			63,292	153,432
12. Local Government Services									
	1,462,815		929,817	2,392,632	1,462,636			936,645	2,399,281
13. Treasury									
	418,847		25,732	444,579	404,097			25,467	429,564
14. Investments									
a. Operations									
			689,545	689,545				706,637	706,637
b. Audit									
			30,000	30,000					
15. Communications									
			3,865,501	3,865,501				4,433,878	4,433,878
16. SRS Amortization & Major Maintenance									
			19,132	19,132				19,132	19,132
17. Personnel									
a. Operations									
	918,006	4,172		922,178	924,851	4,194			929,045
b. Legal Fees									
	5,000			5,000					
18. Group Benefits									
	45,776		145,366	191,142	45,517			154,613	200,130
19. Training									
	56,142		67,641	123,783	55,646			70,282	125,928
20. State Insurance									
	56,250		1,377,212	1,433,462	58,750			767,450	826,200
21. Passenger Tramway Safety									
	11,835			11,835	12,465				12,465
22. Workers' Compensation									
	308,524			308,524		293,949			293,949
23. Public Employees' Retirement System									
a. Operations									
			772,000	772,000				781,641	781,641
b. Audit									
			22,500	22,500					

	Fiscal 1984				General Fund	Fiscal 1985				
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary		Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary
24. Teachers' Retirement										
a. Operations			326,144	326,144					344,971	344,971
b. Audit			17,500	17,500						
c. Systems Development Project			181,830	181,830					27,500	27,500
25. Graphics			346,364	346,364					358,787	358,787
26. Publications			1,501,189	1,501,189					1,613,894	1,613,894
27. Computer Services Division			4,766,232	4,766,232					5,087,068	5,087,068
28. Records Management			330,068	330,068					323,951	323,951
29. Systems Development			686,883	686,883					691,970	691,970
30. State Tax Appeals Board										
a. Operations			281,058	281,058	282,942					282,942
b. Per Diem			6,693	6,693						
c. Contracted Services			43,594	43,594	33,750					33,750
Total	6,085,706	1,719,651	21,434,619	29,239,976	5,837,850	1,655,058			22,135,545	29,628,453

Items 1c, 3b, 4b, and 5b are biennial appropriations.

Should the economy improve to the point there is a need for more building standard inspectors, a maximum of 3 FTE and operating expenses and equipment for the 3 FTE may be added by budget amendment to the building standards division.

In item 5c in the proprietary fund is \$50,000 that is appropriated out of the capital project fund.

Item 16 is appropriated out of the SRS building debt service fund.

Items 23 and 24 are appropriated out of the pension trust fund.

Item 17b is a biennial appropriation to pay contract services which may be used only in defense of the eligibility technician lawsuit.

Item 24c is to complete and operate the systems development project for the data processing system for Teachers' Retirement. The funds provided are sufficient to complete the project and further requests for funding the project may not be made.

Items 30b and 30c are appropriated for the "34 percent" property tax issue.

The Department of Administration shall review and approve or disapprove all acquisition of land mobile radio equipment and systems for all agencies of state government. In approving such equipment or systems, the department shall:

- (a) consult with and consider the recommendations and advice of the state agency directors; and
- (b) ensure compliance with statewide planning efforts.

If the Department of Administration exercises its right to convert the existing lease agreement between the state and Centel Business Systems to a lease with an option to purchase as provided in section 16.12 of the lease agreement, then the department is authorized, in its discretion, to issue lease participation certificates to finance such purchase options in a manner and form determined to be in the best interests of the state. The department is further authorized to employ financial consultants and counsel considered necessary to issue lease participation certificates, the cost of which may be paid from the proceeds of the certificates.

The department may expend available self-insurance reserves and revenues to pay any deficit that may be incurred for property insurance premiums due and payable through June 30, 1985.

ADJUTANT GENERAL

1. Administration Program										
a. Operations				232,241	245,659					245,659
232,241										
b. Audit				5,250						5,250
5,250										
2. Army National Guard				1,015,097	1,061,374		452,822			1,514,196
1,015,097		485,192								
3. Air National Guard				133,222	847,813	151,779	778,141			929,920
133,222		714,591								
Total	1,385,810	1,199,783		2,585,593	1,458,812		1,230,963			2,689,775

DISASTER AND EMERGENCY SERVICES

1. Disaster Coordination
- a. Operations

	Fiscal 1984			Fiscal 1985						
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
	220,091		220,341		440,432	222,979		223,433		446,412
b. Audit	3,413		3,412		6,825					
2. Nuclear Civil Protection										
a. Operations			221,380		221,380			224,434		224,434
b. Audit			2,905		2,905					
Total	223,504		448,038		671,542	222,979		447,867		670,846
DEPARTMENT OF HIGHWAYS										
1. Construction										
a. Operations	25,368,827	122,983,559		148,352,386		22,003,015	122,005,469			144,008,484
b. Accelerated Construction Interstate	1,743,836			1,743,836		15,147,370				15,147,370
c. Reconstruction Trust	8,720,742			8,720,742		9,802,905				9,802,905
2. Operations	4,896,961	1,514,605		6,411,566		4,824,834	1,425,901			6,250,735
3. Preconstruction	4,081,703	7,580,307		11,662,010		3,776,675	7,013,827			10,790,502
4. Service Revolving			2,814,968	2,814,968					2,855,115	2,855,115
5. Maintenance										
a. Operations	40,332,829			40,332,829		41,894,013				41,894,013
b. Street Lights	400,000			400,000		200,000				200,000
6. Equipment	3,100,000		10,030,498	13,130,498		2,568,000			10,649,548	13,217,548
7. Motor Pool			720,359	720,359					671,945	671,945
8. Stores Inventory	13,193,639			13,193,639		14,284,140				14,284,140
9. Gross Vehicle Weight Division	3,085,750			3,085,750		3,112,084				3,112,084
10. Capital Outlay	580,208			580,208		587,245				587,245
11. General Fund Transfers	12,000,000			12,000,000						
Total	120,000,000	105,504,495	132,078,471	13,565,825	263,148,791	118,200,281	130,445,197	14,176,608	262,822,086	

In the event additional federal highway funds become available, additional spending authority and additional FTE may be requested through budget amendment.

Item 1b is contingent upon passage of Senate Bill 454. In addition to the funds appropriated in that item, the amount needed to pay principal and interest on bonds issued under the authority of Senate Bill 454 is appropriated from the highway earmarked account.

If Senate Bill 454 is enacted, the appropriations in 1a and 1b will be combined for fiscal 1984 and fiscal 1985.

Item 1c is contingent upon the passage of House Bill 16 and House Bill 730.

The Legislature anticipates the department will proceed during the 1985 biennium with the projects and right-of-way acquisitions listed in its revised work plan presented to the Legislative, Judicial, and Administrative subcommittee of Appropriations — Finance and Claims and spend funds substantially in accordance with the estimated expenditures shown on that work plan. The department shall report to the 1985 Legislature any significant deviation in projects undertaken or funds expended from that work plan.

The Legislature anticipates that the maintenance division will receive by budget amendment spending authority for any funds in excess of \$556,097 in fiscal 1984 and \$587,663 in fiscal 1985 that it collects from damage situations.

Item 5b is for the installation of 2,000 energy-efficient street lights. This expenditure will be reimbursed by funds from the Bonneville Power Administration which will be deposited in the stores inventory earmarked revenue account.

The equipment division budget contains funds for 2,200,000 gallons of gasoline each year and 550,000 gallons of diesel fuel in fiscal 1984 and 600,000 gallons in fiscal 1985. The anticipated price of each gallon of fuel is \$1.15 in fiscal 1984 and \$1.30 in fiscal 1985. In the event the price of fuel exceeds these estimates, the division may request additional spending authority by budget amendment for funds sufficient to purchase the anticipated number of gallons of fuel. In the event that fuel prices remain at existing levels or decrease, the division shall revert any excess funds.

Funding may be transferred among all programs including stores inventory to reflect actual personal services expenditures. This is not to be construed as permitting the transfer of full-time equivalent employees between programs, nor may there be an increase in the total number of appropriated full-time equivalent employees.

Item 11 is a biennial appropriation from the general fund to the highway earmarked account.

General Fund	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	State Special Revenue	Federal Special Revenue				State Special Revenue	Federal Special Revenue		
TOTAL SECTION A									
61,307,382	119,674,201	135,651,506	37,881,974	354,515,063	48,549,260	132,312,746	134,047,981	38,819,558	353,729,545
B. HUMAN SERVICES									
DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES									
Financial Management									
282,331	85,000	431,429		798,760	246,547	85,000	469,584		801,131
Environmental Sciences									
a. Food & Consumer Safety									
471,751				471,751	473,762				473,762
b. Solid Waste Management									
128,992	980,048	166,533		1,275,573	128,868	1,001,585	161,651		1,292,104
c. Air Quality									
277,488		544,833		822,321	247,857		544,833		792,690
d. Occupational Health									
173,661				173,661	182,929				182,929
e. Water Quality									
219,803	20,058	1,146,654		1,386,515	223,600	20,209	1,138,942		1,382,751
f. Subdivision Review									
211,648				211,648		225,537			225,537
g. Administration									
59,187	22,341	31,992		113,520	59,362	22,485	32,469		114,316
h. Management Services Division									
a. Operations									
146,696			88,028	234,724	150,069			87,564	237,633
b. Laboratory									
410,138	109,953	188,222		708,313	416,241	61,530	197,294		675,065
i. Dental Bureau									
a. Dental Program									
67,829				67,829	67,763				67,763
b. Health Education									
		34,671		34,671			35,759		35,759
c. Hypertension									
		78,105		78,105			77,500		77,500
5. Nursing Bureau									
a. Administration									
125,552		25,873		151,425	128,008		25,971		153,979
b. Venereal Disease									
10,724		66,223		76,947	11,459		67,727		79,186
c. Vaccination									
20,940		139,703		160,643	21,720		142,771		164,491
d. Family Planning									
		929,934		929,934			932,975		932,975
6. Clinical Services Division									
a. Administration									
225,319		863,976		1,089,295	226,637		690,835		917,472
b. Handicapped Child Services									
		647,445		647,445			682,882		682,882
c. Newborn Transport									
		50,000		50,000					
d. Diabetes									
		34,157		34,157			19,157		19,157
e. Tumor Registry									
52,845				52,845	53,856				53,856
f. Child Nutrition									
		1,925,033		1,925,033			1,926,479		1,926,479
g. Women Infant Children Food Program									
		4,597,281		4,597,281			4,804,064		4,804,064
7. Licensing and Certification Bureau									
130,693		393,531		524,224	146,536		392,683		539,219
8. Emergency Medical Services									
322,591	30,000	167,128		519,719	313,850	30,000	182,565		526,415
9. Health Planning									
106,883		233,082		339,965	106,113		233,615		339,728
10. Legal Unit									
		159,050		159,050			160,115		160,115
11. Director's Office									
267,772		83,499		351,271	273,139		83,499		356,638
12. Audit									
		39,300		39,300					

	Fiscal 1984				Fiscal 1985					
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
Total	3,501,195	1,459,048	12,977,654	88,028	18,025,925	3,478,316	1,446,346	13,003,370	87,564	18,015,59
DEPARTMENT OF LABOR & INDUSTRY										
1. Director's Office			177,736		177,736			179,271		179,27
2. Labor Standards	481,491	2,800	17,000		501,291	489,794	2,800	18,000		510,59
3. Personnel Appeals										
a. Operations	352,702		8,000		360,702	355,834		8,000		363,83
b. Case Printing	4,000				4,000				3,500	3,500
c. Grievance Officer	25,566				25,566	25,437				25,437
4. Human Rights	175,212		138,274		313,486	167,934		127,781		295,715
5. Employment Security Division										
a. Job Services		14,289,906		14,289,906				14,654,004		14,654,004
b. Unemployment Insurance		2,317,918		2,317,918				2,377,566		2,377,566
c. Central Services		4,496,974		4,496,974				4,679,226		4,679,226
d. CETA Subgrants		11,373,451		11,373,451				11,373,451		11,373,451
6. Workers' Compensation										
a. Administration										
Operations	2,606,968	56,211		2,663,179		2,126,202	57,934			2,184,136
b. Social Security Offsets	95,000			95,000	102,000					102,000
c. State Insurance Fund	2,436,106			2,436,106		2,588,333				2,588,333
d. Insurance Compliance	705,060	502,042		1,207,102	623,308	491,449				1,114,757
e. Safety & Health	901,626	38,547		940,173		874,473	38,601			913,074
f. Audit	56,000			56,000						
Total	1,839,031	6,505,542	32,914,017		41,258,590	1,764,307	6,083,257	33,513,834	3,500	41,364,898

Item 3b is for indexing and printing of personnel appeals cases. Any fund balance remaining from fees charged for copies of cases shall revert at the end of fiscal 1985. Item 3c is for a 1.0 FTE grievance appeals officer position and may be used only if HB 309, 1983, passes.

Included in item 4 are funds sufficient to reduce the caseload backlog to a maximum of 116 cases by June 30, 1985.

In item 5a, federal spending authority totaling \$4,561,000 in fiscal 1984 and \$4,835,000 in fiscal 1985 is to provide for current level operations of all existing job service offices and up to 155 FTE. If federal funds for job services are less than these amounts, the department may supplement federal funds with state unemployment taxes collected specifically for the administration of local job service offices.

Item 6b is for social security offset payments. No transfers may be made out of this line item.

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

1. Assistance Payments										
a. Operations										
593,096		1,826,352		2,419,448	609,727		1,886,736			2,496,463
b. Benefits										
i. AFDC	7,233,141	17,864,151		25,097,292	7,498,510		18,351,398			25,849,908
ii. Nonresident General Assistance	50,000			50,000	50,000					50,000
iii. Other Benefits	145,645	13,309,570		13,455,215	156,708		12,755,600			12,912,308
Total	8,021,882	33,000,073		41,021,955	8,314,945		32,993,734			41,308,679
2. Social Services										
a. Operations	1,131,580	7,575,373		8,706,953	1,131,191		7,609,909			8,741,100

SIXTY-SIXTH LEGISLATIVE DAY

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General Fund	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	State Special Revenue	Federal Special Revenue				State Special Revenue	Federal Special Revenue		
b. Benefits									
i. Foster Care									
A. Foster Family									
771,945		1,107,818		1,879,763	824,864		1,167,684		1,992,548
B. Group Homes				645,963	283,457		401,264		684,721
265,271		380,692							
C. In-state Treatment				1,320,383	579,401		820,205		1,399,606
542,230		778,153							
D. Out-of-state Treatment				603,366	264,765		374,803		639,568
247,779		355,587							
E. Care & Professional				179,927	78,954		111,768		190,722
73,889		106,038							
ii. Medicaid Prescreening				213,435	348,088		(119,505)		228,583
331,035		(117,600)							
iii. Other Benefits				6,108,969	1,628,625		4,503,532		6,132,157
1,582,007		4,526,962							
Total				19,658,759	5,139,345		14,869,660		20,009,005
4,945,736		14,713,023							
Eligibility Determination				6,012,101			6,007,757		6,007,757
		6,012,101							
Administration and Support									
a. Operations				2,820,773	594,441		2,259,605		2,854,046
587,989		2,232,784							
b. Legislative Audit				120,000					
25,488		94,512							
Total				2,940,773	594,441		2,259,605		2,854,046
613,477		2,327,296							
Medical Assistance									
a. Operations				2,453,627	838,325		1,544,915		2,383,240
971,715		1,481,912							
b. Claim System Conversion				1,000,000					
100,000		900,000							
c. Benefits									
i. Medicaid - Institution Reimbursement				9,895,327	3,993,885		7,005,521		10,999,406
3,778,036		6,117,291							
ii. Medicaid - All Other				77,406,770	29,786,296		52,247,018		82,033,314
29,553,905		47,852,865							
iii. Other Benefits				2,866,357	911,746		2,117,187		3,028,933
867,213		1,999,144							
iv. Contingency				4,855,461					
4,855,461									
Total				98,477,542	35,530,252		62,914,641		98,444,893
40,126,330		58,351,212							
6. Audit and Program Compliance				1,200,582	455,480		758,727		1,214,207
451,949		748,633							
7. Vocational Rehabilitation				4,514,674	618,309	663,629	3,383,253		4,665,191
515,441	626,065	3,373,168							
8. Disability Determination				2,049,333			2,186,273		2,186,273
		2,049,333							
9. Visual Services				789,557	272,997		528,446		801,443
263,415		526,142							
10. Developmental Disabilities									
a. Operations				1,030,693	512,664		516,718		1,029,382
514,386		516,307							
b. Benefits				13,371,630	11,538,763		2,711,233		14,249,996
10,690,914		2,680,716							
Total				14,402,323	12,051,427		3,227,951		15,279,378
11. DDPAC		3,197,023							
a. Operations				55,347			56,895		56,895
		55,347							
b. Benefits				32,153			30,605		30,605
		32,153							
Total				87,500			87,500		87,500
		87,500							
12. Veterans' Affairs				464,496	466,482				466,482
464,496									
TOTAL SRS									

General Fund	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	State Special Revenue	Federal Special Revenue				State Special Revenue	Federal Special Revenue		
66,608,026	626,065	124,385,504		191,619,595	63,443,678	663,629	129,217,547		193,324,8

In each fiscal year, 10% of the Low Income Energy Block Grant shall be transferred to the Social Services Block Grant. If the transfer is greater than \$1,110,730 in either fiscal year, a general fund amount equal to that amount above \$1,110,730 shall go into the contingency fund.

Item 1bi is for AFDC payments for an average case load of 6,800. The payment standard may not exceed 51% of the poverty index in fiscal 1984 and the payment standard shall increase 3% in fiscal 1985. Should the average case load be less than 6,800, a pro rata portion of spending authority shall go into the contingency fund for each case below 6,800.

No funds may be transferred out of item 1bii.

The department may not consider donated funds obtained by foster care providers when allocating or contracting state payments for foster care services.

No transfers may be made out of items 2biA through 2biE.

In fiscal 1984 foster family payment rates shall be \$257 for children 0 to 12 years of age and \$321 for children 13 years and older; and in fiscal 1985 the foster family payment shall be \$272 for children 0 to 12 years of age and \$340 for children 13 years and older. In-state group home providers shall receive a 6% increase in funds disbursed from the department of SRS for each fiscal year.

No FTE or spending authority may be transferred into or out of the eligibility determination program.

Items 5b and 5civ are biennial appropriations.

Item 5cii includes medicaid funding for 6,800 AFDC recipients. If these funds are not needed to support the AFDC case load, the funds may not be used to expand the scope and duration of the medicaid program.

Item 5civ may be used for the following benefits if the required conditions occur:

1. AFDC - if the average fiscal year case load exceeds 6,800.
2. Other Medicaid - if optional medicaid services are no longer available because the average fiscal year AFDC case load exceeds 6,800 or if the number of nursing home days is greater than 1,263,327 in fiscal 1984 or 1,259,875 in fiscal 1985.
3. Foster Care - if expenditures for foster care exceed the appropriation for foster care after giving each provider not more than a 6% increase in funding disbursed by SRS each year of the 1985 biennium.
4. SSI - if the number of persons eligible for Supplemental Security Income payments is greater than 752 in fiscal 1984 or 797 in fiscal 1985, not including those persons who were budgeted for SSI payments under the medicaid waiver or the developmental disabilities budget.
5. Replace Federal Medicaid Funds - if the average federal medicaid matching rate is below .6369 in fiscal 1985, these funds may be used to supplement the federal funds due to the lower medicaid rate.

The contingency fund shall be used to maintain AFDC, optional medicaid, nursing homes, foster care, and SSI benefits for those who qualify under rules and laws in effect on January 1, 1983, but may not be used to directly or indirectly expand the type or number of services offered to an individual.

The Department of Social and Rehabilitation Services may use these funds and is appropriated the corresponding matching federal, private, or county funds for one or more of the benefits defined above if, for each benefit for which the funds are used, the department certifies and provides written justification in which the Office of Budget and Program Planning concurs that the required condition has occurred.

Item 6 contains funding for two FTE who shall work solely on medicaid.

No FTE or spending authority may be transferred into or from the disability determination program.

The cost per case reviewed by the disability determination program may not increase more than 6% per year above the fiscal 1983 estimated cost of \$195.

The department may not consider donated funds obtained by developmental disability providers when allocating or contracting state payments for developmental disability services.

Included in item 10b for developmentally disabled (DD) benefits is \$162,500 each fiscal year from federal DDPAC funds to be used for direct client services. It is the Legislature's intent that these services be the expanded foster care program for DD as proposed in the executive budget.

TOTAL SECTION B

71,948,252	8,590,655	170,277,175	88,028	250,904,110	68,686,301	8,193,232	175,734,751	91,064	252,705,348
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C. NATURAL RESOURCES

General Fund	Fiscal 1984				Fiscal 1985				
	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
LIC SERVICE COMMISSION									
Operations									
1,462,915		41,989		1,504,904	1,465,956		36,974		1,502,930
Audit									
11,000				11,000					
<hr/>									
Total									
1,473,915		41,989		1,515,904	1,465,956		36,974		1,502,930
ARTMENT OF LIVESTOCK									
Central Services									
a. Operations									
63,645	257,602			321,247	65,430	264,752			330,182
b. Audit									
3,000	12,000			15,000					
Diagnostic Lab									
328,740	351,379			680,119	347,462	370,657			718,119
Disease Control									
	509,348			509,348		517,471			517,471
Milk and Eggs									
197,626		14,500		212,126	200,086		14,500		214,586
Inspection and Control									
	1,953,747			1,953,747		1,949,327			1,949,327
Beef and Pork Research & Marketing									
	505,000			505,000			505,000		505,000
Predatory Animal									
	307,809			307,809		318,497			318,497
Rabies and Rodent Control									
89,745	15,000			104,745	87,184	15,000			102,184
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Total									
682,756	3,406,885	519,500		4,609,141	700,162	3,435,704	519,500		4,655,366
PARTMENT OF AGRICULTURE									
Centralized Services									
a. Operations									
208,251	27,617	51,175	3,885	290,928	204,958	32,345	50,730	3,885	291,918
b. Audit									
12,108	1,915	3,977		18,000					
Rural Development									
		52,445		52,445			53,041		53,041
Hail Insurance									
		158,089		158,089			160,488		160,488
Crop and Livestock									
61,006	24,735			85,741	66,986		24,735		91,721
Marketing and Transportation									
30,937				30,937	31,422				31,422
Wheat Research and Marketing									
		817,289		817,289			853,449		853,449
Environmental Management									
677,473	103,322	262,159		1,042,954	702,406	104,572	194,075		1,001,053
Plant Industry									
437,627	541,820	1,000	38,697	1,019,144	456,653	537,846	1,000	39,799	1,035,298
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Total									
1,427,402	674,674	1,370,869	42,582	3,515,527	1,462,425	674,763	1,337,518	43,684	3,518,390
Item 1a Federal and Special Revenue includes agency funds of \$12,113 in fiscal 1984 and \$12,086 in fiscal 1985 for hail insurance and \$5,189 in fiscal 1984 and \$5,196 in fiscal 1985 for federal rural development rehabilitation funds.									
The above appropriation includes \$185,020 in fiscal 1984 and \$114,164 in fiscal 1985 of Environmental Protection Agency funds. To the extent additional Environmental Protection Agency funds become available, the department is authorized to spend the federal funds. The general fund appropriation is reduced a like amount.									
DEPARTMENT OF STATE LANDS									
Central Management									
a. Operations									
816,866		94,918	85,645	997,429	801,485		97,077	90,060	988,622
b. Audit									
22,045		2,490	2,305	26,840					
Reclamation									
	923,142	7,526,539		8,449,681		943,607	7,232,463		8,176,070
Land Administration									

HOUSE JOURNAL—REGULAR SESSION

	Fiscal 1984				Fiscal 1985				
	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary
307,698	86,509				394,207	304,480	87,438		391,918
4. Resource Development		708,002			708,002		713,501		713,501
5. Forestry	3,810,403	1,506,675	1,259,000		6,576,078	4,015,893	1,525,130	1,239,100	6,780,123
Total	4,957,012	3,224,328	8,882,947	87,950	17,152,237	5,121,858	3,269,676	8,568,640	90,060

DEPARTMENT OF FISH, WILDLIFE, AND PARKS

1. Centralized Services									
a. Operations		1,628,632	838,730	1,720,471	4,187,833		1,733,585	850,633	1,602,765
b. Audit		21,320	11,038	22,642	55,000				4,186,9
2. Ecological Services		569,865	249,456		819,321		581,216	249,425	830,6
3. Fisheries		2,482,275	521,274		3,003,549		2,431,178	541,204	2,972,3
4. Law Enforcement		3,903,901	66,618		3,970,519		3,899,758	67,444	3,967,2
5. Wildlife		2,017,731	1,600,000		3,617,731		2,087,450	1,600,000	3,687,4
6. Recreation and Parks	629,894	1,873,612	1,030,535	125,540	3,659,581	662,319	1,887,334	1,030,535	3,688,6
7. Conservation Education		792,305	75,907		868,212		807,081	75,847	882,9
8. Administration		1,132,447	72,077		1,204,524		1,149,910	73,301	1,223,21
a. Water Rights Lawyer			30,000		30,000			30,000	30,00
Total	629,894	14,422,088	4,495,635	1,868,653	21,416,270	662,319	14,577,512	4,518,389	1,711,219

The appropriations in item 2 may be transferred to other programs during the biennium with documentation detailing all changes in FTE and funding in the Department of Fish, Wildlife, and Parks.

DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION

1. Centralized Services									
a. Operations		1,121,977	345,676	29,009	1,496,662	1,094,820	372,971	29,686	1,497,47
b. Audit		15,027	4,585	388	20,000				
2. Oil & Gas		966,089			966,089		987,766		987,76
3. Conservation Districts		580,909	4,240		585,149		590,711	4,392	595,10
4. Water Resources		1,506,389	3,627,836	79,214	5,213,439	536,005	4,300,739	52,826	4,889,57
a. Cooney Dam		160,474			160,474				
b. Tongue River		209,200			209,200				
c. Intake-Beaver Creek		65,000			65,000				
d. Compact Commission Travel		50,000			50,000	50,000			50,000
5. Energy		595,734	3,955,064	1,462,899	6,013,697	562,598	4,336,614	1,443,819	6,343,031
Total	3,289,127	9,914,833	1,575,750		14,779,710	2,243,423	10,588,801	1,530,723	14,362,947

Items 4a, 4b, and 4c are biennial appropriations.

To facilitate the orderly transfer of duties from the Oil and Gas Commission to the Department of Revenue caused by the passage of Chapter 93, L. 1983, DNRC is authorized to transfer the appropriate personnel and earmarked revenue funds to the Department of Revenue during fiscal 1984.

The general fund appropriation of \$186,000 to the Water Resources Division for fiscal year 1983 contained in HB 500, Laws of 1981, for a grant to an irrigation district formed to operate the Daly Ditch water project was conditioned for the purpose of operating and maintaining the project for 1 year. This condition is changed to allow the grant for the purpose of operating and maintaining the project for 2 years.

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The appropriations in item 11b are for the biennium.

D. DEPARTMENT OF INSTITUTIONS

CENTRAL OFFICE						
Director's Office	335,976	33,552	369,528	330,298	33,632	363,930
Management Services Division	944,356		944,356	985,388		985,388
Alcohol & Drug Abuse Division	219,606	291,242	501,653	1,012,501	230,925	311,343
Corrections Division					514,947	1,057,215
a. Aftercare, Parole & Probation	4,432,944	2,981	4,435,925	4,520,055	3,074	4,523,129
b. Women's Corrections	742,202		742,202	759,659		759,659
c. Corrections Medical Expenses	701,433		701,433	743,520		743,520
Mental Health Division	3,981,427	1,519,229	5,500,656	4,117,114	1,529,980	5,647,094
Community Pre-Release Centers	151,094		151,094			
Audit	35,000		35,000			
Total						

General Fund	State Special Revenue	Fiscal 1984		Total	General Fund	Fiscal 1985		Total	
		Federal Revenue	Proprietary			State Special Revenue	Federal Special Revenue		
11,544,038	291,242	2,023,863	33,552	13,892,695	11,686,959	311,343	2,048,001	33,632	14,073

In item 4a, included for contracted services are \$677,098 in fiscal 1984 and \$717,724 in fiscal 1985 to provide for room and board for 50 inmates at two community pre-release centers other than Alpha House and the Missoula Life Skills Center. If delays occur in the opening of these pre-release centers, the director may utilize the contracted services funds to provide for room and board to house such inmates at the state prison. The director shall notify the Legislative Finance Committee and the Governor's budget office prior to any transfer of funds.

Item 6 reappropriates \$151,094 for the biennium of general fund money appropriated in House Bill 2 from the second special session of the 47th Legislature for start-up costs for two new 25-bed pre-release centers, less any amount expended in fiscal 1983 for that purpose.

The department is authorized to maintain an aggregate funding level of \$2,236,595 during fiscal 1984 and \$2,467,723 during fiscal 1985 for those substance abuse programs that during fiscal 1983 were partially or totally funded under the provision of 53-24-206, MCA. The department is authorized to augment the actual funding available under 53-34-206, MCA, by utilizing available alcohol federal block grant funding to attain the aggregate funding levels specified above except that 25% of each federal fiscal year's block grant must be retained for the following state fiscal year. Expenditures of revenues available under 53-34-206, MCA, when combined with discretionary distribution of the alcohol federal block grant, may not exceed the aggregate funding totals specified above.

BOULDER RIVER SCHOOL AND HOSPITAL

1. General Operations									
10,843,115	12,200	20,050		10,875,365	11,011,111	12,400	17,172		11,040
2. Audit									
17,250				17,250					
Total									
10,860,365	12,200	20,050		10,892,615	11,011,111	12,400	17,172		11,040

CENTER FOR THE AGED

1. General Operations									
2,510,293	11,245			2,521,538	2,553,574	11,503			2,565
2. Audit									
8,050				8,050					
Total									
2,518,343	11,245			2,529,588	2,553,574	11,503			2,565

EASTMONT

1. General Operations									
2,046,652		4,984		2,051,636	2,074,814		4,984		2,079
2. Audit									
7,500				7,500					
Total									
2,054,152		4,984		2,059,136	2,074,814		4,984		2,079

MOUNTAIN VIEW SCHOOL

1. General Operations									
1,581,067		28,927		1,609,994	1,597,294		29,256		1,626
2. Audit									
9,200				9,200					
Total									
1,590,267		28,927		1,619,194	1,597,294		29,256		1,626

PINE HILLS SCHOOL

1. General Operations									
2,661,202	24,962	349,564		3,035,728	2,730,113	24,962	349,564		3,104
2. Audit									
12,650				12,650					
Total									
2,673,852	24,962	349,564		3,048,378	2,730,113	24,962	349,564		3,104

MONTANA STATE PRISON

1. Care and Custody									
9,286,173	49,966	39,869		9,376,008	9,391,592	49,966	39,869		9,481
2. Ranch and Dairy									
			1,479,624	1,479,624				1,471,371	1,471,3
3. Industry Program									
89,748			449,693	539,441				482,918	482,9

General Fund	Fiscal 1984		Proprietary	Total	General Fund	Fiscal 1985		Proprietary	Total
	State Special Revenue	Federal Special Revenue				State Special Revenue	Federal Special Revenue		
Industry Training Program									
184,084			175,383	359,467	130,379			216,643	347,022
Canteen	400,513			400,513		450,439			450,439
License Plate Factory	497,363			497,363		526,015			526,015
Audit									
12,483				12,483					
Total	9,572,488	947,842	39,869	2,104,700	12,664,899	9,521,971	1,026,420	39,869	2,170,932
									12,759,192

In item 3, general fund totaling \$89,748 in fiscal 1984 is a loan for the purposes of purchasing equipment. The department shall track this loan and previous general fund loans separately on the state budgeting and accounting system.

The department is authorized to contract for all or part of ranch and dairy management after consulting with the ranch policy board. The department is directed to explore the possibility of profit sharing in the context of contractual ranch and dairy management. Before any hay storage facilities are built or any equipment is purchased, the department shall consult with the ranch policy board.

The department may budget amend revolving account spending authority for expanded activities within the license plate factory.

WAN RIVER YOUTH FOREST CAMP

General Operations									
822,408	50,475	28,511		901,394	828,962	50,475	28,766		908,203
Audit									
6,900				6,900					
Total	829,308	50,475	28,511	908,294	828,962	50,475	28,766		908,203

VETERANS' HOME

General Operations									
608,452		1,021,630		1,630,082	547,943		1,283,790		1,831,733
Audit									
6,900				6,900					
Total	615,352	1,021,630		1,636,982	547,943		1,283,790		1,831,733

The new wing at the Veterans' Home is scheduled to open February 1, 1984. If the start-up date is later than February 1, spending authority shall be decreased by \$847.52 per day for the number of days between February and the start-up date.

WARM SPRINGS/GALEN

General Operations									
19,162,573	1,653,423	34,638		20,850,634	18,212,855	1,704,281	17,897		19,935,033
Audit									
28,000				28,000					
Total	19,190,573	1,653,423	34,638	20,878,634	18,212,855	1,704,281	17,897		19,935,033

Warm Springs State Hospital is budgeted for an average daily population of 350 patients in fiscal 1984 and 20 in fiscal 1985. Should the actual average daily population be less than the budgeted levels, there shall be a pro-rata personal service reversion for direct care services personnel based on the following direct care ratios: Registered Nurse - 1:11, Licensed Practical Nurse - 1:6.4, Special Duty Aides and Psychiatric Aides - 1:1.9.

A pro-rata portion of the supplies and materials appropriation directly attributable to the reduction in average daily population referred to above shall also revert.

Item 1 contains \$131,218 for funding through December 31, 1983, for 16.79 FTE food service positions, which will be eliminated once the food services of Warm Springs and Galen are consolidated. Should the consolidation occur prior to December 31, 1983, a pro-rata portion of the funding for the 16.79 FTE positions described above shall revert. This reversion shall be calculated as \$713 per day for each day the consolidation is in place before December 31, 1983.

YOUTH TREATMENT CENTER

1. General Operations					1,844,155		38,011		1,882,166
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General Fund	Fiscal 1984			Total	General Fund	Fiscal 1985			Total
	State Special Revenue	Federal Special Revenue	Proprietary			State Special Revenue	Federal Special Revenue	Proprietary	

The Warm Springs appropriation assumes the transfer of all patients in the children's treatment unit to the Montana Youth Treatment Center in Billings by June 30, 1984. Should this transfer be delayed past June 30, 1984, the Department of Institutions is authorized to utilize the appropriation for the Montana Youth Treatment Center to maintain services at Warm Springs until such time as the entire transfer is completed. The daily cost of maintaining the children's treatment unit past June 30, 1984, shall be consistent with the expenditure level for the unit as established by the Warm Springs appropriation.

BOARD OF PARDONS

1. General Operations									
137,736				137,736	138,731				138,7
2. Audit									
2,300				2,300					
<hr/>									
Total									
140,036				140,036	138,731				138,7

If utilities expenditures exceed the amounts listed in the following table the institution may ask for a supplemental appropriation. If utilities do not exceed the anticipated amounts, the difference shall be reverted to the general fund.

	Fiscal 1984	Fiscal 1985
Boulder River School & Hospital	623,081	758,489
Center for the Aged	125,879	150,074
Eastmont Training Center	88,249	110,222
Mountain View School	67,571	82,549
Pine Hills School	254,823	308,394
Montana State Prison	423,383	511,389
Swan River Youth Forest Camp	55,933	65,850
Veterans' Home	149,952	192,246
Warm Springs/Galen State Hospital	1,484,238	1,735,010
Corrections Division	27,618	33,402
Women's Prison	27,502	33,305
Youth Treatment Center	-0-	58,314

Title I funding has not been included in the appropriation for any of the institutions. When Title I funding becomes available, it may be added by budget amendment.

TOTAL SECTION D									
61,588,774	2,991,389	3,552,036	2,138,252	70,270,451	62,748,482	3,141,384	3,857,310	2,204,564	71,951,74

E. OTHER EDUCATION

BOARD OF PUBLIC EDUCATION

1. Board Administration									
a. Operations									
99,459				99,459	98,529				98,52
b. Audit									
2,000				2,000					
<hr/>									
Total									
101,459				101,459	98,529				98,52
2. Fire Services Training School									
a. Operations									
224,871				224,871	217,445				217,44
b. Audit									
2,000				2,000					
<hr/>									
Total									
226,871				226,871	217,445				217,44
3. Montana School for the Deaf & Blind									
a. Administration									
163,243				163,243	164,725				164,72
b. General Services									
190,522				190,522	180,474				180,47
c. Utilities									
118,395				118,395	144,047				144,04
d. Student Services									
551,353		30,000		581,353	555,867		30,000		585,86
e. Education									
854,133		385,965		1,240,098	877,321		359,296		1,236,61
f. Title VI-C									
30,000				30,000	30,000				30,00

g. Audiological Services					
1,425,626		1,425,626			
h. Audit					
15,000		15,000			
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Total					
3,348,272	415,965	3,764,237	1,952,434	389,296	2,341,730

tem 3(c) is for utilities expense only. Any unexpended balance remaining at the end of each fiscal year shall revert to the state general fund.

tem 3(f) is for the Title VI-C education program. Any unexpended balance remaining at the end of each fiscal year shall revert to the state general fund.

tem 3(g), audiological services, is for the biennium. Any unexpended balance at the end of fiscal 1985 shall revert to the state general fund. No administrative costs may be taken from item 3(g) for the Montana School for the Deaf and Blind.

Federal special revenue funds appropriated in item 3(e) include \$185,965 in fiscal 1984 and \$159,296 in fiscal 1985 for Chapter 1 funds. The School for the Deaf and Blind may not budget amend Chapter 1 funds in the amount of Chapter 1 funds received by the School exceed the amounts appropriated each year of the biennium.

OFFICE OF PUBLIC INSTRUCTION

Chief State School Officer							
106,305	20,000	126,305	108,398	15,000			123,398
Audit							
42,000		42,000					
Basic Skills							
911,677	253,486	195,766	1,360,929	917,889	258,008	195,751	1,371,648
Vocational Education							
326,019	382,388	708,407	330,693		382,388		713,081
Financial Services							
378,220	356,038	335,922	1,070,180	384,850	368,055	338,922	1,091,827
Administrative Services							
390,377	137,859	271,682	799,918	385,755	137,246	295,814	818,815
Special Services							
141,488	1,010,087	1,151,575	142,982		1,023,968		1,166,950
School Transportation							
5,633,000		5,633,000	6,086,000				6,086,000
Gifted and Talented Grants							
200,000		200,000					
School Lunch							
659,787		659,787	659,787				659,787
Secondary Vocational Education							
1,500,000		1,500,000					
Adult Basic Education							
140,820		140,820		149,270			149,270
Special Education							
26,197,622		26,197,622	27,249,629				27,249,629
Special Education Contingency							
500,000		500,000	500,000				500,000
<hr/>							
Total							
36,986,495	888,203	2,215,845	40,090,543	36,765,983	912,579	2,251,843	39,930,405

All revenues received in the state traffic education account under the provisions of section 20-7-504, MCA, are appropriated to be distributed as provided in section 20-7-506, MCA.

The appropriations in items 2, 9, and 11 are for the biennium.

State and federal funds appropriated in items 1 and 3 through 7 include internal transfers of indirect costs. The amount of indirect costs in excess of \$444,292 in fiscal 1984 and \$453,088 in fiscal 1985 that are recovered all revert to the general fund.

Special Education funds in item 13 are for foundation and permissive support of the maximum-budget-without-a-vote for special education.

Special Education contingency funds in item 14 are for emergencies that may arise in special education programs at local districts. A district's board of trustees may apply for an allocation from these funds by presenting the superintendent of public instruction a child-study team report and an individual education plan for each child relating to this unforeseen expense, a current listing of program, case loads, and related costs. The contingency appropriation is for the biennium and the specific amounts may be transferred between fiscal years.

Notwithstanding other provisions of law, the superintendent may not approve a maximum-budget-without-a-vote for special education which, in the aggregate, exceeds \$54,447,251 in the 1985 biennium.

The superintendent of public instruction may use the special education and contingency funds to pay directly the special education cooperatives if requested by the participating districts in accordance with section 10-7-451(3), MCA.

ILLINGS VOCATIONAL TECHNICAL CENTER

1. Personal Services								
620,700	453,600	119,348	1,193,648	665,150	464,350	125,500		1,2
2. Operating Expenses								
85,773	201,486	32,004	319,263	92,446	236,551	36,800		3
3. Equipment								
393	16,307	11,648	28,348	25,831	16,139	700		
4. Audit								
17,500			17,500					

Total

724,366	671,393	163,000	1,558,759	783,427	717,040	163,000		1,6
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BUTTE VOCATIONAL TECHNICAL CENTER

1. Personal Services								
587,836	213,853	210,000	1,011,689	609,400	210,153	231,100		1,0
2. Operating Expenses								
39,578	121,861	45,000	206,439	48,691	172,654	30,000		2
3. Equipment								
4,049		8,075	12,124	8,776	568	1,975		1
4. Audit								
17,500			17,500					

Total

648,963	335,714	263,075	1,247,752	666,867	383,375	263,075		1,31
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GREAT FALLS VOCATIONAL TECHNICAL CENTER

1. Personal Services								
548,000	386,637	184,255	1,118,892	657,350	358,500	179,291		1,19
2. Operating Expenses								
61,344	165,849	43,450	270,643	71,494	193,836	47,174		31
3. Equipment								
22,500	15,162	9,205	46,867	18,667	13,657	10,445		4
4. Audit								
17,500			17,500					

Total

649,344	567,648	236,910	1,453,902	747,511	565,993	236,910		1,55
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HELENA VOCATIONAL TECHNICAL CENTER

1. Personal Services								
1,004,300	359,148	205,772	1,569,220	984,195	416,275	200,541		1,60
2. Operating Expenses								
207,942	183,872	58,800	450,614	194,384	240,266	65,531		50
3. Equipment								
55,257	6,123	9,100	70,480	36,380	14,648	7,600		5
4. Audit								
17,500			17,500					

Total

1,284,999	549,143	273,672	2,107,814	1,214,959	671,189	273,672		2,15
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MISSOULA VOCATIONAL TECHNICAL CENTER

1. Personal Services								
1,024,623	403,200	184,999	1,612,822	976,700	472,100	179,009		1,627
2. Operating Expenses								
213,654	196,986	56,280	466,920	202,424	255,256	57,145		514
2. Equipment								
30,500	26,607	721	57,828	45,243	5,897	5,846		56
4. Audit								
17,500			17,500					

Total

1,286,277	626,793	242,000	2,155,070	1,224,367	733,253	242,000		2,199
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Receipt of state funds appropriated to the five vocational technical centers is contingent upon each county in which the center resides levying 1.5 mills each fiscal year. Millage received by the centers from the 1.5 mill levy over \$823,751 in fiscal 1984 and \$842,220 in fiscal 1985 will revert a like amount to the general fund each year.

MONTANA ADVISORY COUNCIL FOR VOCATIONAL EDUCATION

1. Operations								
		92,221	92,221			95,231		95
2. Audit								
		3,000	3,000					
Total								
		95,221	95,221			95,231		95

MONTANA ARTS COUNCIL

1. Operations

113,330	386,474	499,804	115,624	391,583	507,207
Audit	4,180	8,360			
Total	117,510	390,654	508,164	391,583	507,207
NTANA HISTORICAL SOCIETY					
Administration	327,243	382,427	331,798	57,551	389,349
Library Program	133,976	148,108	135,277	14,715	149,992
Museum Program	208,432	208,432	211,304		211,304
Publications Program	37,930	253,759	38,153	258,450	296,603
Historical Sites Preservation Program	67,375	134,849	68,028	68,215	136,243
Archives Program	203,594	210,259	204,024	6,736	210,760
Education Program	29,612	96,172	32,066	68,869	100,935
Audit	12,775	1,050	3,675	17,500	
Total	1,020,937	211,065	257,434	1,489,436	1,020,650
				216,086	258,450
					1,495,186
NTANA STATE LIBRARY					
General Library Services Program	234,128	389,000	134,825	757,953	245,027
Library Network Program	96,114	61,268	67,263	224,645	100,657
Institutional Library Services Program	55,504	59,507	115,011	57,209	58,716
Library Services - Physical Handicapped Program	68,932	61,603	130,535	72,561	60,779
Administration Program	78,222	44,362	122,584	79,137	43,705
Audit	8,000		8,000		
Total	540,900	450,268	367,560	1,358,728	554,591
				559,944	362,560
					1,477,095
TAL SECTION E					
	46,936,393	4,089,162	4,874,967	257,434	56,157,956
				45,362,387	4,543,373
				4,885,256	258,450
					55,049,466

F. HIGHER EDUCATION

all funds, other than plant funds and current unrestricted funds may be spent and are appropriated continuing upon approval by the board of regents by July 1 of each year of the comprehensive program budget containing a detail of revenues and expenditures and anticipated fund balances of current funds, loan funds, and lowment funds. All movement of funds between the current unrestricted subfund and the designated subfund entities shall be clearly identified in the state budgeting and accounting system.

Programs for the university budgets include instruction, organized research, public service, academic support, student services, institutional support, and operation and maintenance of plant.

Included within other appropriated funds to the six institutions is the sum of \$13,074,000 in fiscal 1984 and \$1,746,000 in fiscal 1985 from revenues generated under the provisions of Chapter 582, Laws of 1979.

BOARD OF REGENTS

Administration	24,994	24,994	26,090	26,090
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COMMISSIONER OF HIGHER EDUCATION

Office Administration	759,521	759,521	769,610	769,610
WAMI	1,636,332	1,636,332	1,666,075	101,348
WICHE - Student Assistance	75,379	1,714,938	1,790,317	1,902,667
WICHE - Administrative Dues	50,000	50,000	53,000	53,000
University of Minnesota - Rural Dentistry	168,000	168,000	168,000	168,000
SSIG	175,000	210,000	385,000	175,000
				210,000
				385,000

7. NDSL								
8. Audit	75,000		75,000	75,000				75,000
9. Montana Learning Services	8,000		8,000					
10. Talent Search	175,000		175,000			190,000		190,000
11. Guaranteed Student Loan	128,400		128,400			140,000		140,000
	766,619		766,619			1,017,899		1,017,899
Total	2,947,232	1,714,938	1,280,019	5,942,189	2,906,685	2,004,015	1,557,899	6,468,598

	General Fund	Fiscal 1984 Current Unrestricted	Total	General Fund	Fiscal 1985 Current Unrestricted	Total
COMMUNITY COLLEGES						
1. Miles Community College						
a. Operations						
b. Audit	1,011,505		1,011,505	1,041,471		1,041,471
2. Dawson Community College	10,600		10,600			
a. Operations	659,055		659,055	718,256		718,256
b. Audit	10,600		10,600			
3. Flathead Community College						
a. Operations	1,385,102		1,385,102	1,484,994		1,484,994
b. Audit	10,600		10,600			
Total	3,087,462		3,087,462	3,244,721		3,244,721

The above appropriation provides 53% of the total unrestricted budgets for the community colleges that shall be approved by the Board of Regents.

The general fund appropriation for each community college includes 53% of the total audit cost. The remaining audit costs shall be paid from local revenues. Audit costs may not exceed \$20,000 for each unit for the biennium.

BUREAU OF MINES

1. Research	1,399,693	53,000	1,452,693	1,422,379	56,179	1,478,558
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AGRICULTURE EXPERIMENT STATION

1. Agriculture Experiment Station	5,773,160	2,409,194	8,182,354	5,876,573	2,429,740	8,306,313
2. U.S. Range Station		1,047,237	1,047,237		1,085,749	1,085,749
Total	5,773,160	3,456,431	9,229,591	5,876,573	3,515,489	9,392,062

COOPERATIVE EXTENSION SERVICE

1. Public Service	2,185,832	1,860,960	4,046,792	2,160,797	1,916,789	4,077,586
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FORESTRY & CONSERVATION EXPERIMENT STATION

1. Research	674,261		674,261	684,249		684,249
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MONTANA STATE UNIVERSITY

1. Instruction	15,062,755	8,349,455	23,412,210	15,052,084	8,476,973	23,529,057
2. Research	348,371	184,046	532,417	347,010	185,916	532,926
3. Public Service	6,577	3,498	10,075	6,688	3,634	10,322
4. Academic Support, Student Services, and Institutional Support	8,310,876	4,545,520	12,856,396	8,392,747	4,716,536	13,109,283
5. Audit	15,542	8,208	23,750	15,468	8,282	23,750
6. Operation and Maintenance of Physical Plant	3,270,182	1,733,254	5,003,436	3,620,886	1,952,169	5,573,055

	General Fund	Fiscal 1984 Current Unrestricted	Total	General Fund	Fiscal 1985 Current Unrestricted	Total
Scholarships and Fellowships	530,174	280,019	810,193	583,582	312,490	896,072
Total	27,544,477	15,104,000	42,648,477	28,018,465	15,656,000	43,674,465

The appropriations in item 5 are for the biennium. Total audit costs are estimated to be \$95,000 for the biennium. Fifty percent of these costs are to be paid from funds other than those appropriated in items 1 through 4.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at Montana State University exceed \$20,000 each fiscal year of the biennium, the general fund appropriation for that fiscal year is reduced a like amount.

UNIVERSITY OF MONTANA

Instruction	11,430,219	6,036,654	17,466,873	10,991,388	6,085,827	17,077,215
Research	270,866	143,383	414,249	276,281	146,525	422,806
Public Service	125,109	66,271	191,380	127,171	67,542	194,713
Academic Support, Student Services, and Institutional Support	6,441,564	3,518,551	9,960,115	6,596,559	3,606,403	10,202,962
Audit	14,728	7,772	22,500	14,736	7,764	22,500
Operation and Maintenance of Physical Plant	3,147,604	1,670,437	4,818,041	3,562,267	1,899,021	5,461,288
Scholarships and Fellowships	474,591	250,432	725,023	513,232	270,418	783,650
Total	21,904,681	11,693,500	33,598,181	22,081,634	12,083,500	34,165,134

The appropriations in item 5 are for the biennium. Total audit costs are estimated to be \$90,000 for the biennium. Fifty percent of these costs are to be paid from funds other than those appropriated in items 1 through 4.

Special fees generated for legal education and for pharmacy clinical education shall be excluded from tuition fee estimates for purposes of calculating general fund support required by each institution.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at the University of Montana exceed \$37,500 each year of the biennium, the general fund appropriation is reduced a like amount.

EASTERN MONTANA COLLEGE

Instruction	4,121,254	2,102,571	6,223,825	4,170,145	2,179,077	6,349,222
Public Service	26,644	13,040	39,684	27,311	13,740	41,051
Center for Handicapped Children	164,158		164,158	166,620		166,620
Academic Support, Student Services, and Institutional Support	2,846,933	1,434,368	4,281,301	2,923,464	1,511,722	4,435,186
Audit	12,106	5,894	18,000	12,018	5,982	18,000
Operation and Maintenance of Physical Plant	1,182,010	578,779	1,760,789	1,299,583	654,269	1,953,852
Scholarships and Fellowships	175,293	85,348	260,641	199,323	99,210	298,533
Total	8,528,398	4,220,000	12,748,398	8,798,464	4,464,000	13,262,464

The appropriations in item 5 are for the biennium. Total audit costs are estimated to be \$48,000 for the biennium. Twenty-five percent of these costs are to be paid from funds other than those appropriated in items 1 through 7.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at Eastern Montana College exceed \$85,000 each year of the biennium, the general fund appropriation is reduced a like amount.

SOUTHERN MONTANA COLLEGE

Instruction	2,638,308	959,865	3,598,173	2,720,640	942,640	3,663,280
Public Service	7,657	2,677	10,334	7,867	2,624	10,491

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	General Fund	Fiscal 1984		Total	General Fund	Fiscal 1985		
		Current Unrestricted	Institutional Support			Current Unrestricted		
3. Academic Support, Student Services, and	1,410,494	507,643		1,918,137	1,745,868	612,138		2,3
4. Audit								
	11,122	3,878		15,000	11,263	3,737		
5. Operation and Maintenance of Physical Plant	642,454	224,632		867,086	710,911	237,113		9
6. Scholarships and Fellowships								1
	121,464	42,355		163,819	139,402	46,248		
Total	4,831,499	1,741,050		6,572,549	5,335,951	1,844,500		7.1

The appropriations in item 4 are for the biennium. Total audit costs are estimated to be \$40,000 for the biennium. Twenty-five percent of these costs are to be paid from funds other than those appropriated in items 1 through 6.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at Northern Montana College exceed \$11,050 in fiscal 1984 and \$8,500 in fiscal 1985, the general fund appropriation is reduced a like amount.

WESTERN MONTANA COLLEGE

1. Instruction								
	992,786	457,968	1,450,754	998,883	465,254	1,464,137		
2. Academic Support, Student Services, and Institutional Support	943,876	424,819	1,368,695	954,292	431,616	1,385,908		
3. Audit								
	10,440	4,560	15,000	10,410	4,590	14,999		
4. Operation and Maintenance of Physical Plant	436,801	191,068	627,869	476,867	210,861	687,728		
5. Scholarships and Fellowships								
	37,688	16,460	54,148	42,086	18,554	60,640		
Total	2,421,591	1,094,875	3,516,466	2,482,538	1,130,875	3,613,413		

The appropriations in item 3 are for the biennium. Total audit costs are estimated to be \$40,000 for the biennium. Twenty-five percent of these costs are to be paid from funds other than those appropriated in items 1 through 5.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at Western Montana College exceed \$14,875 in each year of the biennium, the general fund appropriation is reduced a like amount.

MONTANA COLLEGE OF MINERAL SCIENCE & TECHNOLOGY

1. Instruction								
	2,923,828	1,550,985	4,474,813	3,197,012	1,761,719	4,958,731		
2. Research								
	26,414	13,438	39,852	25,945	13,760	39,705		
3. Academic Support, Student Services, and Institutional Support	2,000,734	1,048,548	3,049,282	2,230,769	1,217,688	3,448,457		
4. Audit								
	11,206	5,669	16,875	11,070	5,805	16,875		
5. Operation and Maintenance of Physical Plant	742,077	376,067	1,118,144	783,659	412,316	1,195,975		
6. Scholarships and Fellowships								
	176,990	89,543	266,533	215,425	112,962	328,387		
Total	5,881,249	3,084,250	8,965,499	6,463,880	3,524,250	9,988,130		

The appropriations in item 4 are for the biennium. Total audit costs are estimated to be \$45,000 for the biennium. Twenty-five percent of these costs are to be paid from funds other than those appropriated in items 1 through 6.

Eighty-five percent of all indirect cost reimbursements shall be deposited in the current unrestricted fund. To the extent these reimbursements to the current unrestricted fund at Montana College of Mineral Science and Technology exceed \$106,250 in each year of the biennium, the general fund appropriation is reduced a like amount.

General Fund	State Special Revenue	Fiscal 1984		Total	General Fund	Fiscal 1985		Total
		Federal Special Revenue	Proprietary			State Special Revenue	Federal Special Revenue	
TOTAL SECTION F	87,204,529	44,023,004	1,280,019	132,507,552	89,502,426	46,195,597	1,557,899	137,255,921

Fiscal 1984					Fiscal 1985				
General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total	General Fund	State Special Revenue	Federal Special Revenue	Proprietary	Total
ALL SECTIONS									
4,792,210	226,303,191	349,079,353	43,871,775	964,046,529	329,894,379	242,279,646	353,141,337	44,721,598	970,036,960

NOTE: The total of state special revenues for section F and all sections includes \$42,308,066 in fiscal 1984 and \$44,191,582 in fiscal 1985 of current unrestricted funds.

Section 16. Effective date. This act is effective July 1, 1983."

And, as amended, do pass. Report adopted.

IB 600, do pass. Report adopted.

IB 902, without recommendation. Report adopted.

3/23/83

XATION (Yardley, Chairman):

3/21/83

SB 283, third reading copy, be amended as follows:

1. Statement of intent, line 6.

Following: "Section"

Strike: "11"

Insert: "12"

2. Statement of intent, line 7.

Following: "of"

Strike: "solar"

Following: "energy"

Insert: "generation"

3. Title, line 6.

Following: "OF"

Strike: "SOLAR"

4. Title, line 7.

Following: "SYSTEMS"

Insert: "; PROVIDING A FUNDING SOURCE FOR THE CRED-ITS"

5. Page 1, lines 18 through 22.

Strike: subsection (1) in its entirety

Renumber: subsequent subsections

6. Page 2, lines 3 through 8.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

7. Page 2, lines 20 through 24.

Strike: subsection (6) in its entirety

Renumber: subsequent subsections

8. Page 3, line 5 through line 5, page 4.

Strike: subsections (8), (9), and (10) in their entirety

Insert: "(5) 'System' means a recognized nonfossil form of energy generation as defined in 15-32-102."

9. Page 4, line 6.

Following: "for"

Strike: "solar"

10. Page 4, lines 7 and 8.

Following: "which a" on line 7

Strike: "solar energy"

11. Page 4, line 11.

Following: "THE"

Strike: "SOLAR ENERGY"

12. Page 4, line 14.

Following: "OF THE"

Strike: "SOLAR ENERGY"

13. Page 4, line 23.

Following: line 22

Strike: "Energy"

Insert: "Investments made for energy"

Following: "conservation"

Strike: "measures"

Insert: "purposes, as defined in 15-32-102,"

14. Page 4, line 24.

Following: line 23

Strike: "solar energy"

15. Page 5, line 2.

Following: "CONSERVATION"

Strike: "MEASURES"

Insert: "purposes"

16. Page 5, lines 23 and 24.

Following: "available" on line 23

Strike: line 23 through "taxpayer" on line 24

Following: "\$1,000"

Insert: "for a taxpayer filing a separate return and \$2,000 for each joint return"

17. Page 7, line 7.

Following: "THE"

Strike: "SOLAR ENERGY"

18. Page 7, line 11.

Following: "Leased"

Strike: "solar energy"

19. Page 7, line 12.

Following: "a"

Strike: "solar energy"

20. Page 7, line 19.

Following: "the"

Strike: "solar energy"

21. Page 8, line 4.

Following: line 3

Insert: "NEW SECTION. Section 11. Source of funds for tax credit.

The alternative energy research development and demonstration account established in 90-4-103 is the source of funding for the tax credit allowed under [section 3]. The amount of money in the account that is available for purposes of the tax credit is subject to availability of funds and to the appropriation of such funds by the legislature for the purposes of [section 3]."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

HB 112 - Representative Bardanoue moved that the adverse committee report on HB 112 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bergene, Donaldson, Pistoria, Seifert, Vinger, Winslow.

Total 6

Excused: D. Brown, Fagg, R. Jensen, Neuman, Nordtvedt, Williams.

Total 6

Absent or not voting: Daily, Manuel, Quilici, Ryan.

Total 4

HB 771 - Representative Bardanoue moved that the adverse committee report on HB 771 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, O'Connell, Peck, Phillips, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bergene, Brand, J. Jensen, McBride, Nisbet, Pavlovich, Pistoria, Schye, Winslow.

Total 9

Excused: D. Brown, Fagg, R. Jensen, Neuman, Nordtvedt, Williams.

Total 6

Absent or not voting: Asay, Daily, Manuel, Quilici, Ryan.

Total 5

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 22, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 51, 84, 131, 422, 448, 452, 487, 502, and 672.

Sincerely,

Ted Schwinden
Governor

March 22, 1983

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 205, "AN ACT REVISING THE DISCRETIONARY AUTHORITY OF THE HIGHWAY COMMISSION REGARDING PROJECTS FOR COMPETITIVE BIDDING; CLARIFYING THE EXCEPTION TO COMPETITIVE BIDDING; AMENDING SECTION 60-2-112, MCA," without my signature and recommend the attached amendment for the following reasons.

Under present law, the Montana Highway Commission has the authority to enter into contracts without competitive bids if it determines that the work can be done in a more efficient manner by means other than competitive bidding. The authority is granted to all levels of government, including cities and towns. House Bill No. 205, as passed, would change this authority by limiting the exemption to Commission/county contracts that result in lower total costs.

My amendment would create two situations in which the Commission could enter into contracts without competitive bidding. First, it would authorize the Commission to act as it can under current law except that it would now be required to specify in writing special circumstances that require a contract to be entered into without competitive bidding.

Second, my amendment would continue the provision of House Bill No. 205 that the Commission may enter into contracts without competitive bidding upon finding that the work can be done at a lower cost by letting contracts by other means, but that flexibility would be extended to other units of local government, as it is under current law.

I urge your concurrence in this amendment.

Governor's Proposed Amendment
to HB 205

1. Page 1, line 22 through line 12, page 2.

Strike: subsection (2) in its entirety

Insert: "(2) The Commission may let a contract by means other than competitive bidding if it determines that special circumstances so require. The Commission must specify the special circumstances in writing.

(3) The Commission may enter into contracts with units of local government for the construction of projects without competitive bidding if it finds that the work can be accomplished at lower total costs, including total cost of labor, materials, supplies, equipment usage, engineering, supervision, clerical and accounting services, administrative costs, and reasonable estimates of other costs attributable to the project."

Renumber: subsequent section

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

March 22, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 141, "AN ACT TO PROVIDE FOR VOTING BY ABSENTEE BALLOT AT LEAST 21 DAYS PRIOR TO AN ELECTION; AMENDING SECTION 13-13-222, MCA," without my signature and recommend the attached amendments for the following reasons.

As passed, S.B. No. 141 provides that ballots for absentee voting be printed and made available at least 21 days prior to an election.

Upon request of the Secretary of State and the Montana Association of Clerks and Recorders, I am proposing an amendment to S.B. No. 141. This bill as passed, conflicts with Title 20, which establishes 20 days prior to an election as the final date for filing trustee candidate petitions and setting of mill levies. With the 21 day requirement, it would be impossible for absentee ballots to contain school trustee candidates.

The amendment I am proposing will return S.B. No. 141 to its original language and require absentee ballots to be available at least 14 days prior to an election. The title is being amended to reflect the proposed statutory change.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 141

1. Page 1, line 6.

Following: "~~14~~"

Strike: "21"

Following: "21"

Insert: "14"

2. Page 2, line 1.

Following: "~~14~~"

Strike: "21"

Following: "21"

Insert: "14"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House: 3/22/83

HB 196, introduced by House Education Committee

HB 425, introduced by J. Jensen

HB 480, introduced by House Business and Industry Committee

HB 519, introduced by Peck

HB 542, introduced by Kitselman, Nordtvedt

HB 617, introduced by Underdal, Ryan, Solberg, et al.

HB 629, introduced by D. Brown, Addy, Keyser, et al.

HB 807, introduced by R. Jensen, Ellison

HB 857, introduced by Abrams, Spaeth, Pavlovich

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/22/83

HB 224, introduced by R. Jensen

HB 234, introduced by Yardley

HB 461, introduced by Asay

House bill not concurred in and returned to the House: 3/22/83

HB 879, introduced by Peck, Keenan, Bergene, et al.

Senate joint resolution passed and transmitted to the House for concurrence: 3/22/83

SJR 19, introduced by Thomas, Neuman, Kolstad, et al.

Governor's amendments to Senate bill concurred in and transmitted to the House for concurrence in Governor's amendments: 3/22/83

SB 82, introduced by Lynch, McCallum, Norman, et al.

The Senate, on 3/23/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 106.

The President appointed the following members:

Senator Lee, Chairman

Senator Shaw

Senator Boylan

MOTIONS

Representative Neuman present at this time.

Representative Harp moved that the House reconsider its be not concurred in action on SB 95, second reading on the 65th legislative day. Motion carried as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Iverson, Jacobsen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Mueller, Neuman, O'Connell, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Schultz,

Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Mr. Speaker.

Total 57

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, J. Brown, Donaldson, Dozier, Driscoll, Eudaily, Farris, Harper, Harrington, Hemstad, Howe, J. Jensen, Keenan, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Peck, Quilici, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Zabrocki.

Total 38

Excused: D. Brown, Fagg, R. Jensen, Nordtvedt, Williams.

Total 5

Absent or not voting: None.

Total 0

Representative Metcalf moved that the rules be temporarily suspended to allow the Committee on Business and Industry to introduce a bill. Motion carried.

Representative J. Brown moved that consideration on SB 410 be passed for the day. Motion carried.

Representative Bardanouve moved that the rules be temporarily suspended to allow for the introduction of a joint resolution. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Brand, Devlin, Ellerd, Hemstad, Iverson, Keyser, Pavlovich, Solberg, Vinger.

Total 9

Excused: D. Brown, Fagg, R. Jensen, Nordtvedt, Williams.

Total 5

Absent or not voting: Bertelsen, Driscoll, Harper, Manuel, Shontz.

Total 5

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 918, introduced by Ellerd, Seifert. Referred to Committee on Appropriations.

The following Senate bills were introduced, read first time, and referred to committees:

SJR 5, introduced by Thomas, (By Request of the Administrative Code Committee). Referred to Committee on Rules.

SJR 19, introduced by Thomas, Neuman, Kolstad, Lee, Halligan, Fabrega, Iverson, Van Valkenburg, Peck, Addy, Kadas. Referred to Committee on Business and Industry.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Fabrega in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 309 - That SB 309 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 86

Noes: Addy, Bachini, Harper, Peck, Vincent.

Total 5

Excused: D. Brown, Fagg, R. Jensen, Nordtvedt, Williams.

Total 5

Absent or not voting: Dozier, Metcalf, Shontz, Switzer.

Total 4

Representative Neuman excused at this time.

HB 285 - That HB 285 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hannah, Jacobsen, Koehnke, Sales.

Total 4

Excused: D. Brown, Fagg, R. Jensen, Keyser, Neuman, Nordtvedt, Williams.

Total 7

Absent or not voting: Bardanouve, Harrington, Ream, Seifert, Shontz.

Total 5

Representative Keyser was excused from voting on HB 285 due to a possible conflict of interest.

HB 665 - That HB 665, second reading copy, be amended as follows:

1. Committee of the Whole amendments, dated 3/19/83.

Strike: amendments 1 through 5

2. Page 1, lines 24 and 25.

Strike: subsection (2) in its entirety

Renumber: subsequent subsections

3. Page 2, line 15.

Strike: "— EXEMPTION" through "THE" on line 16

Insert: ". The"

4. Page 2, line 22.

Following: "user."

Strike: line 22 through line 2, page 3

5. Page 4, line 6.

Following: ".,"

Strike: "and"

6. Page 4, line 7.

Following: "requires"

Insert: "; and (g) the methodology used to determine taxable gallons of fuel. The methodology shall be concurred in by the state"

7. Page 6, line 18.

Following: "commission"

Insert: "in concert with the department of commerce"

8. Page 6, lines 23 and 24.

Strike: "WITHIN 1 YEAR OF ALLOCATION"

9. Page 6, line 25.

Following: "STATE"

Insert: "may be expended by the department of commerce for rail project assistance priorities identified through the state of Montana rail planning process. Any surplus money not used for these purposes"

10. Page 7.

Following: line 3

Insert: "Section 10. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, that part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Pavlovich,

Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.

Total 79

Noes: Ellerd, Harp, Jones, Miller, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Underdal, Wallin.

Total 12

Excused: D. Brown, Fagg, R. Jensen, Neuman, Nordtvedt, Williams.

Total 6

Absent or not voting: Bardanouve, Hansen, Harrington.

Total 3

Representative Neuman present at this time.

Representative Pistoria excused at this time.

That HB 665, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 665

A statement of intent is required for HB 665 because in section 9 the Department of Commerce and Department of Highways are empowered to adopt rules for the expenditure of money to subsidize the expansion of Montana rail passenger service, promote continuation of branchline rail service, and improve a farm-to-rail terminal road system. The intention of the legislature is to assist in restoring Amtrak service on Montana's southern route, provide assistance to state rail branchlines consistent with guidelines established by the Federal Local Rail Service Assistance Program authorized under section 5 of the Department of Transportation Act (49 CFR Part 266), and establish additional funding for roadway improvements necessary to bring agricultural products from the farms to railway loading points.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Shontz, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 78

Noes: Harp, Hemstad, Jones, Miller, Phillips, Ryan, Schye, Seifert, Smith, Stobie, Swift, Underdal, Vinger.

Total 13

Excused: D. Brown, Fagg, R. Jensen, Nordtvedt, Pistoria, Williams.

Total 6

Absent or not voting: Bardanouve, Harrington, O'Connell.

Total 3

Representatives Bardanouve and Bengtson excused at this time.

That HB 665, as amended with statement of intent attached, do pass. Motion failed as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Daily, Darko, Devlin, Dozier, Driscoll, Ernst, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 46

Noes: Addy, Bachini, Bardanouve, Bergene, Compton, Connelly, Curtiss, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jones, Keyser, Kitselman, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 51

Paired: D. Brown, Daily, Harrington, Vincent, Williams, Ayes; Bardanouve, Nordtvedt, Pistoria, Seifert, Swift, Noes.

Excused: Bengtson, Fagg, R. Jensen.

Total 3

Absent or not voting: None.

Representative Bengtson present at this time.

Total 0

That HB 665, as amended with statement of intent attached, do not pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Compton, Connelly, Curtiss, Donaldson, Ellerd, Eudaily, Fabrega, Farris, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 56

Noes: Abrams, Asay, Bliss, Brand, D. Brown, J. Brown, Daily, Darko, Devlin, Dozier, Driscoll, Ernst, Hammond, Hansen, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Pavlovich, Quilici, Ream, Saunders, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 41

Paired: Bardanouve, Nordtvedt, Pistoria, Seifert, Swift, Ayes; D. Brown, Daily, Harrington, Vincent, Williams, Noes.

Excused: Fagg, R. Jensen.

Total 2

Absent or not voting: Ellison.

Total 1

Committee on Local Government excused at this time.

Representative Fagg present at this time.

HB 901 - That HB 901 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Winslow, Yardley, Zabrocki.

Total 65

Noes: Jacobsen.

Total 1

Excused: Bardanouve, Bergene, Bertelsen, D. Brown, Darko, Hand, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 23

Absent or not voting: Brand, Connelly, Daily, Dozier, Driscoll, Keyser, McCormick, Menahan, Phillips, Seifert, Shontz.

Total 11

Representative Fagg excused at this time.

Representative Hand present at this time.

SB 194 - That SB 194 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bliss, J. Brown, Compton, Connelly, Daily, Devlin, Dozier, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Winslow, Zabrocki.

Total 66

Noes: Spaeth.

Total 1

Excused: Bardanouve, Bergene, Bertelsen, D. Brown, Darko, Fagg, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 23

Absent or not voting: Asay, Brand, Curtiss, Donaldson, Driscoll, Ellerd, Ellison, Menahan, Schultz, Yardley.

Total 10

SB 258 - Representative Kemmis moved that SB 258 be passed to the bottom of the board. Motion carried.

HB 739 - Representative Ramirez moved that HB 739 be placed below SB 363. Motion carried.

HB 740 - Representative Kemmis moved that HB 740 be placed below HB 739. Motion carried.

Representative Hand excused at this time.

SB 68 - That SB 68 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Yardley, Zabrocki.

Total 70

Noes: None.

Total 0

Excused: Bardanouve, Bergene, Bertelsen, D. Brown, Darko, Fagg, Hand, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 24

Absent or not voting: Donaldson, Koehnke, McCormick, Marks, Smith, Winslow.

Total 6

SB 237 - That SB 237 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Yardley, Zabrocki.

Total 70

Noes: None.

Total 0

Excused: Bardanouve, Bergene, Bertelsen, D. Brown, Darko, Fagg, Hand, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 24

Absent or not voting: Compton, Harrington, Marks, O'Connell, Pavlovich, Winslow.

Total 6

SB 244 - Representative Kemmis moved that SB 244 be passed to the bottom of the board. Motion carried.

Representative Bengtson excused at this time.

Representative Fagg present at this time.

SB 260 - That SB 260 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst,

Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Harp, Harper, Hart, Hemstad, Howe, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Shontz, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Zabrocki.

Total 65

Noes: Brand, Hanson, Iverson, Jones, Phillips, Seifert, Smith.

Total 7

Excused: Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, Darko, Hand, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 24

Absent or not voting: Harrington, Marks, Winslow, Yardley.

Total 4

Representative Fagg excused at this time.

SB 273 - Representative Hannah moved that SB 273 be concurred in. Representative Driscoll made a substitute motion that consideration on SB 273 be passed for the day. The substitute motion failed as follows:

Ayes: Abrams, Addy, Bachini, J. Brown, Daily, Dozier, Driscoll, Farris, Hammond, Harper, Harrington, Hart, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Ream, Roush, Saunders, Spaeth, Veleber, Vincent, Yardley, Zabrocki.

Total 33

Noes: Bliss, Brand, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jones, Keyser, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Peck, Phillips, Ramirez, Ryan, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Winslow.

Total 40

Excused: Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, Darko, Fagg, Hand, Hansen, Holliday, R. Jensen, Kadas, Kitselman, McBride, Neuman, Nordtvedt, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, Wallin, Williams.

Total 25

Absent or not voting: Asay, Quilici.

Total 2

Representatives Bergene, Bertelsen, Hand, Hansen, Kadas, Kitselman, McBride, Neuman, Pistoria, Sales, Sands, Schye, Switzer, Vinger, Waldron, and Wallin present at this time.

That SB 273 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 52

Noes: Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Yardley.

Total 44

Paired: Fagg, Hannah, Nordtvedt, Seifert, Williams, Ayes; D. Brown, Darko, Harrington, Menahan, Nisbet, Noes.

Excused: Bardanouve, Bengtson, Holliday, R. Jensen.

Total 4

Absent or not voting: None.

Total 0

Representative Bergene excused at this time.

Representative Holliday present at this time.

SB 313 - That SB 313, third reading copy, be amended as follows:

1. Page 3, line 16.

Strike: "6 MONTHS"

Insert: "1 year"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley.

Total 76

Noes: Curtiss, Devlin, Driscoll, Iverson, J. Jensen, Jones, McCormick, Phillips, Smith, Stobie, Switzer, Underdal, Zabrocki.

Total 13

Excused: Bardanouve, Bengtson, Bergene, D. Brown, Darko, Fagg, R. Jensen, Nordtvedt, Williams.

Total 9

Absent or not voting: Dozier, Shontz.

Total 2

Representatives Bergene, Darko, Fagg, R. Jensen, and Williams present at this time.

Representative Brand and Kitselman excused at this time.

That SB 313, as amended, be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd,

Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Peck, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 69

Noes: Abrams, Bergene, Daily, Hart, Iverson, Jacobsen, J. Jensen, Jones, Kennerly, Koehnke, McCormick, Nilson, Pavlovich, Phillips, Roush, Ryan, Seifert, Smith, Solberg, Stobie, Zabrocki.

Total 21

Excused: Bardanouve, Bengtson, Brand, D. Brown, Kitselman, Nordtvedt.

Total 6

Absent or not voting: Fabrega, Harrington, O'Connell, Underdal.

Total 4

Representative Kemmis moved that HB 739 and HB 740 be placed at the top of the board. Motion carried.

Representatives Bardanouve and Kitselman present at this time.

Representative Fagg excused at this time.

HB 739 - That HB 739, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Mueller, Phillips, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Paired: Ellison, Fagg, Underdal, Ayes; Brand, D. Brown, Keenan, Noes.

Excused: Bengtson, Nordtvedt.

Total 2

Absent or not voting: None.

Total 0

Representatives Bengtson and Brand present at this time.

Representatives Asay, Hart, O'Connell, and Seifert excused at this time.

That HB 739 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas,

Keenan, Kemmis, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Abrams, Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Paired: D. Brown, Hart, O'Connell, Quilici, Vincent, Ayes; Asay, Fagg, Hemstad, Underdal, Vinger, Noes.

Excused: Nordtvedt, Seifert.

Total 2

Absent or not voting: None.

Total 0

Representative Asay present at this time.

Representative Pistoria excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Fabrega moved that the committee of the whole report be deemed read. Motion carried. Chairman Fabrega moved the adoption of the committee report. Report adopted. (61-26)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representatives Hand, Jacobson, and McBride excused at this time.

HB 526 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Devlin, Ellison, Keyser, Koehnke, Marks, Peck, Sales.

Total 7

Excused: D. Brown, Fagg, Hand, Hart, Jacobsen, McBride, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 10

Absent or not voting: Harrington, Ramirez.

Total 2

Representatives Hand and McBride present at this time.

HB 550 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 52

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 8

Absent or not voting: None.

Total 0

Representative Pistoria present at this time.

HB 667 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Brand, J. Brown, Driscoll, Hansen, Hemstad, J. Jensen, Keenan, Spaeth, Veleber.

Total 9

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

HB 890 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Solberg.

Total 2

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

Representative Bergene excused at this time.

HB 892 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bengtson, Brand, Lybeck, Peck.

Total 4

Excused: Bergene, D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 8

Absent or not voting: None.

Total 0

Representative Bergene present at this time.

HB 907 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Asay, Brand, Ellison, Lybeck.

Total 4

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 7

Absent or not voting: Shontz.
Total 1

SB 125 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Devlin, Switzer.
Total 3

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 7

Absent or not voting: None.
Total 0

Representative Bardanouve excused at this time.

SB 126 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: Brand, Daily, Driscoll, Ellerd, Farris, Harper, J. Jensen, Nisbet, Ream, Roush, Spaeth, Thoft, Waldron.
Total 13

Excused: Bardanouve, D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 8

Absent or not voting: None.
Total 0

Representative Bardanouve present at this time.

SB 170 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand.

Total 1

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

Representative Fagg present at this time.

SB 208 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Hannah, Keyser, Vinger.

Total 3

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

SB 264 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Bachini, Brand, Driscoll, Harper, Peck, Solberg, Waldron.
Total 7

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: None.
Total 0

SB 265 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: None.
Total 0

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: Ream.
Total 1

SB 267 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: Brand, Harper.
Total 2

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: None.
Total 0

SB 292 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Brand, Farris, Hansen, J. Jensen, McCormick.
Total 5

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: None.
Total 0

Representative Kadas excused at this time.

SB 305 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: None.
Total 0

Excused: D. Brown, Hart, Jacobsen, Kadas, Nordtvedt, O'Connell, Seifert.
Total 7

Absent or not voting: Keyser.
Total 1

Representative Kadas present at this time.

SB 314 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

SB 324 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Keyser, Sales, Waldron.

Total 4

Excused: D. Brown, Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

Representative Fagg was excused from voting on SB 324 due to a possible conflict of interest.

SB 340 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Koehnke, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Winslow, Zabrocki.

Total 75

Noes: Brand, Eudaily, Farris, Hand, Hansen, Harper, Howe, Kadas, Kitselman, Lory, Lybeck, Nisbet, Ream, Spaeth, Swift, Wallin, Williams, Yardley, Mr. Speaker.

Total 19

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

SB 412 failed to be concurred in as follows:

Ayes: Addy, Bardanouve, Brand, Connelly, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Kadas, Kennerly, Lybeck, McBride, McCormick, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Pistoria, Ream, Roush, Sands, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 39

Noes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Howe, Iverson, Jones, Keenan, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Menahan, Mueller, Neuman, Peck, Phillips, Quilici, Ramirez, Ryan, Sales, Saunders, Schultz, Schye, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 55

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: None.
Total 0

SB 447 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: None.
Total 0

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.
Total 6

Absent or not voting: None.
Total 0

Representative Bergene excused at this time.

SB 2 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie,

Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Darko, Farris, J. Jensen, Veleber.

Total 4

Excused: Bergene, D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: McCormick, Shontz.

Total 2

Representative Bergene present at this time.

SB 137 concurred in as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 84

Noes: Asay, Bachini, Daily, Driscoll, Farris, Harper, J. Jensen, Keyser, Schultz, Zabrocki.

Total 10

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

SB 174 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bardanouve, Brand, Peck.

Total 3

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

SB 280 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Driscoll.

Total 1

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: Keenan.

Total 1

SB 138 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Hannah.

Total 2

Excused: D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

Representative Hansen excused at this time.

SB 203 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Harp, Marks, Peck, Stobie.

Total 5

Excused: D. Brown, Hansen, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

Representative Bardanouve excused at this time.

Representative Hansen present at this time.

SB 248 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Curtiss, Devlin, Hannah, Keyser, Marks, Peck, Schultz, Vinger.

Total 8

Excused: Bardanouve, D. Brown, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 7

Absent or not voting: None.

Total 0

Representatives Bardanouve and D. Brown present at this time.

SB 249 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Driscoll, Ryan, Stobie.

Total 4

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: None.

Total 0

Representative Fagg excused at this time.

SB 250 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Pistoria.

Total 2

Excused: Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: None.

Total 0

Representative Fagg present at this time.

SB 251 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, Pistoria.

Total 2

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: None.

Total 0

SB 309 concurred in as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Addy, Bachini, Bardanouve, Brand, Farris, Harper, Peck, Vincent, Zabrocki.

Total 9

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: Shontz.

Total 1

SB 370 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: None.

Total 0

SB 384 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Shontz, Smith, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Devlin, Hammond, Lybeck, Peck, Schultz, Schye, Solberg, Spaeth, Stobie.

Total 9

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: None.

Total 0

Representative Williams excused at this time.

SB 394 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.

Total 81

Noes: Addy, Bardanouve, Darko, Dozier, Driscoll, Farris, J. Jensen, Ream, Veleber, Waldron, Yardley, Zabrocki.

Total 12

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert, Williams.

Total 6

Absent or not voting: Nilson.

Total 1

Representative Williams present at this time.

SB 401 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 5

Absent or not voting: None.

Total 0

Representative Fagg excused at this time.

SB 448 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bliss, Curtiss, Driscoll, R. Jensen, Peck, Schultz, Stobie, Underdal.

Total 8

Excused: Fagg, Hart, Jacobsen, Nordtvedt, O'Connell, Seifert.

Total 6

Absent or not voting: Harrington.

Total 1

MOTIONS

Representative Vincent moved that the House recess at 7:33 p.m.
Motion carried.

House reconvened at 7:46 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/23/83
Correctly printed: HB 858.

BILLS (J. Brown, Vice-Chairman): 3/23/83
Correctly enrolled: HB 896.
Examined by the sponsor (Thoft) and found to be correct: HB 896.
Signed by the Speaker at 5:57 p.m., 3/23/83: HB 896.
Delivered to the Governor for his approval at 6:10 p.m.,
3/23/83: HB 896.

APPROPRIATIONS (Bardanouve, Chairman): 3/23/83
HB 1, introduced bill, be amended as follows:

1. Page 2, line 3.
Strike: "\$966,441"
Insert: "\$466,441"
2. Page 2.
Strike: lines 6 and 7 in their entirety
3. Page 2.
Strike: lines 14 and 15 in their entirety
4. Page 2, line 18.
Strike: "\$500,000"
Insert: "\$1,000,000"
5. Page 2, line 20.
Strike: "\$5,803,679"
Insert: "\$5,280,579"

And, as amended, do pass. Report adopted.

HB 898, introduced bill, be amended as follows:

1. Page 1, line 5.

Following: "FOR"

Insert: "GRANT-IN-AID ASSISTANCE FOR"

2. Page 1, line 6.

Following: "1983;"

Insert: "TO PROVIDE FOR ANY UNUSED GRANT-IN-AID APPROPRIATION TO BE CARRIED INTO THE 1985 BIENNIUM TO BE USED FOR IN-HOME HEALTH SERVICES AND THE 1985 BIENNIUM SRS CONTINGENCY;"

3. Page 1, line 12.

Following: "The"

Insert: "grant-in-aid"

4. Page 1, line 16.

Strike: "reverts to the general fund"

Insert: "is reappropriated for the 1985 biennium for the following two purposes:

(a) The first \$300,000 shall be equally divided between fiscal years for in-home health services as provided for in 53-5-101, MCA.

(b) Funds in excess of \$300,000 shall be used under the conditions and for the purposes described in the Social and Rehabilitation Services contingency item in [HB 447, 1983]"

And, as amended, do pass. Report adopted.

BUSINESS AND INDUSTRY (Metcalf, Chairman):

3/22/83

SB 84, third reading copy, be amended as follows:

1. Title, line 19.

Following: "GIVEN;"

Insert: "REQUIRING OWNERS OF PREFABRICATED STRUCTURES TO PAY REASONABLE AND NECESSARY EXPENSES OF MOVING;"

2. Page 4, line 17.

Following: "BIENNIALLY." on line 16

Strike: "THE"

Insert: "Except as provided in subsections (4) and (5), the"

3. Page 5, line 3.

Following: "(2)."

Strike: remainder of lines 3 and 4 in their entirety

4. Page 5, line 8.

Following: line 7

Insert: "(4) Owners of prefabricated structures built with the intention of moving shall pay the necessary and reasonable costs of raising or cutting wires or cables or moving poles to facilitate the movement."

Renumber: subsequent subsection

And, as amended, be concurred in. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

SB 84

A statement of intent is required for SB 84 because in subsection (2) of section 2 it amends 69-4-603 to give the Public Service Commission the

authority to determine the average cost of raising or cutting wires or cables or of moving poles. It is the intention of the legislature that the Public Service Commission hold a hearing within 180 days after the effective date of SB 84 to discover the reasonable and necessary costs of those operations, after which the commission shall establish by rule the average costs, which shall remain in effect until modified by the commission after a subsequent biennial review.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 3/22/83
SB 155, third reading copy, be amended as follows:

1. Page 3, line 25.

Following: line 24

Insert: "NEW SECTION. Section 2. Codification instruction. Section 1 is intended to be codified as an integral part of Title 60, chapter 4, part 2, and the provisions of Title 60, chapter 4, part 2, apply to section 1."

And, as amended, be concurred in. Report adopted.

SB 287, be concurred in. Report adopted.

SB 318, be concurred in. Report adopted.

SB 402, third reading copy, be amended as follows:

1. Page 4, line 7.

Following: "(2)"

Insert: "(a)"

2. Page 4, line 8.

Following: "or"

Insert: "in subsection (2)(b)."

(b) A person operating a bicycle who intends to turn left"

3. Page 4, line 10.

Following: line 9

Strike: "side" on line 10

Insert: "curb or edge"

4. Page 4, line 11.

Following: "roadway, the"

Strike: "bicycle operator"

Insert: "person"

5. Page 4, line 12.

Following: "practicable to the"

Strike: "side"

Insert: "curb or edge"

Following: "roadway"

Strike: ", "

6. Page 4, line 13.

Following: "far"

Insert: "right"

Following: "turning, the"

Strike: "bicycle"

7. Page 4, line 14.

Following: line 13

Strike: "operator" on line 14

Insert: "person"

Following: "shall"

Insert: "yield to through traffic and shall"

8. Page 11, line 1.

Following: "~~in single file~~"

Strike: "~~not more than two abreast~~"

Insert: "in single file"

Following: "except"

Insert: "when: (a) riding"

9. Page 11, line 3.

Following: "of bicycles"

Strike: ","

Insert: ","

10. Page 11, lines 5 through 8.

Following: "~~by so doing~~"

Strike: remainder of line 5 through "lane" on line 8

Insert: "(b) overtaking and passing another bicycle;

(c) riding on a paved shoulder or in a parking lane, in which case the persons may ride two abreast; or

(d) riding within a single lane on a laned roadway with at least two lanes in each direction, in which case the persons may ride two abreast if they do not impede the normal and reasonable movement of traffic more than they would otherwise impede such traffic by riding single file and in accordance with the provisions of this chapter"

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Hart, Chairman):

3/23/83

SB 150, be concurred in. Report adopted.

SB 214, third reading copy, be amended as follows:

1. Page 4, line 23.

Following: "53-21-102(10)(b)."

Insert: "(3) The rules for certification must address, but are not limited to:

(a) the type of education that an individual has received, including degrees;

(b) the type of experience or training received by the individual;

(c) continuing education, training, instruction, and work experience necessary to maintain certification;

(d) an examination instrument to be used to determine an individual's proficiency and understanding of mental health laws, diagnosis and treatment procedures;

(e) the procedure for categorical certification qualifying the level of professional authority and responsibility of an individual; and

(f) specific procedures for certification, recertification, and revocation of certification."

2. Statement of intent, lines 11 through 25.

Following: "address" on line 11

Strike: remainder of lines 11 through 25

Insert: "the provisions of [section 3] of SB 214."

And, as amended, be concurred in. Report adopted.

SB 266, be concurred in. Report adopted.

SB 289, third reading copy, be amended as follows:

1. Title, line 8.

Strike: "AND"

Following: "VIOLATION"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

2. Page 3, line 17.

Following: line 16

Insert: "Section 7. Effective date. Section 5 is effective July 1, 1984."

And, as amended, be concurred in. Report adopted.

SB 395, be concurred in. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

SB 395

A statement of intent is required for SB 395 because it authorizes the Department of Social and Rehabilitation Services and the Department of Institutions to adopt rules for the certification of professional persons. It is the intent of SB 395 to have professional persons certified by the Department of Social and Rehabilitation Services and the Department of Institutions as qualified to provide those services.

The Legislature contemplates that certification of an individual as a professional person will be determined upon qualifications specified by rule. Those qualifications should be predicated upon education, experience, and skills. The specific qualifications will be those that are appropriate for an individual to carry out the professional person's responsibilities with respect to the developmentally disabled.

The rules should provide for the appropriate higher education degrees and the nature and degree of experience and skills that professional persons must possess. The rules should allow for varying combinations of education, experience, and skills that satisfy the professional person certification requirements. Among those degrees of higher education which are to be considered appropriate are psychology, social work, special education, or similar human service degrees.

The qualification set forth in the rules should be developed by reference to such nationally recognized standards as those of the Accreditation Council for Services for Mentally Retarded and other Developmentally Disabled persons (ACMRDD), Title XIX of the Social Security Act as amended, and federal regulations implementing that Act, and similar standards.

LOCAL GOVERNMENT (McBride, Chairman):

3/23/83

SB 21, third reading copy, be amended as follows:

1. Page 1, line 25.

Following: "of"

Insert: "senior citizens and"

And, as amended, be concurred in. Report adopted.

SB 295, be concurred in. Report adopted.

NATURAL RESOURCES (Harper, Chairman):

3/23/83

HJR 36, introduced bill, be amended as follows:

1. Page 2, line 11.

Following: "study"

Insert: "committee"

Following: "shall"

Insert: "cooperate with all interested persons to the fullest extent possible to"

And, as amended, do pass. Report adopted.

HB 914, introduced bill, be amended as follows:

1. Page 2, line 21.

Strike: "two"

Insert: "four"

Strike: "from South Central Montana, one"

Insert: ", two"

2. Page 2, line 22.

Strike: "one"

Insert: "two"

And, as amended, do pass. Report adopted.

SB 118, third reading copy, be amended as follows:

1. Page 1, line 22.

Following: "HEARING"

Insert: "or public meeting"

2. Page 1, line 25.

Following: "TRANSFER,"

Insert: "and that further public input would be desirable,"

3. Page 2.

Following: line 4

Insert: "(3) If a hearing will be conducted by a federal agency on the proposed sale or transfer of federal land within the state, the commissioner shall require the attendance of a representative of the department of state lands for the purposes fulfilling the requirements of [section 3]."

Renumber: subsequent subsection

4. Page 2, line 13.

Following: "and"

Insert: "in nearest metropolitan area (Billings, Great Falls, Missoula, Havre, Bozeman, Kalispell, Butte) if sufficient public interest is shown"

5. Statement of intent, line 11.

Following: "one"

Insert: "regional"

Following: "newspaper"

Strike: "generally"

And, as amended, be concurred in. Report adopted.

SB 441, third reading copy, be amended as follows:

1. Title, line 12.

Strike: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 16.

Strike: "regularly"

3. Page 2, line 12.

Following: "of"

Insert: "all"

4. Page 2, lines 18 and 19.

Strike: "the" on line 18 through "percentage" on line 19

Insert: "the royalty owner's net value"

5. Page 4.

Strike: lines 24 and 25 in their entirety

And, as amended, be concurred in. Report adopted.

STATE ADMINISTRATION (Brand, Chairman):

3/23/83

SB 40, third reading copy, be amended as follows:

1. Page 3, line 5.

Following: "request"

Insert: "to an agency for a statement or a decision to contract for the preparation of a statement"

2. Page 3, lines 16 and 17.

Strike: "filed" on line 16 through "₂" on line 17

3. Page 3, lines 18 through 20.

Strike: "₂" on line 18 through "proceedings" on line 20

4. Page 4, lines 4 through 6.

Strike: "IF" on line 4 "₂" on line 6

Insert: "Upon receipt of an impact statement, the committee shall determine the sufficiency of the statement. If the committee determines that the statement is insufficient, the committee may return it to the agency or other person who prepared the statement and request that corrections or amendments be made. If the committee determines that the statement is sufficient, the statement must be filed with the secretary of state for publication in the register by the agency preparing the statement or by the committee if the statement is prepared under contract by the committee and must be mailed to persons who have registered advance notice to the agency's rulemaking proceedings."

And, as amended, be concurred in. Report adopted.

SB 166, third reading copy, be amended as follows:

1. Title, line 7.

Strike: "IMMEDIATE"

2. Title, line 8.

Strike: "AND AN APPLICABILITY DATE"

3. Page 1, line 24.

Following: "for"

Insert: "teaching personnel employed by"

Following: "school"

Insert: "district, state agency, political subdivision."

4. Page 2, lines 4 and 5.

Strike: section 2 in its entirety

Renumber: subsequent section

5. Page 2, line 7.

Strike: "on passage and approval"

Insert: "July 1, 1983"

And, as amended, be concurred in. Report adopted.

SB 286, third reading copy, be amended as follows:

1. Title, line 13.

Strike: line 13 in its entirety

Insert: "FIFTH MEMBER OF THE"

2. Title, line 14.

Following: "COMMISSION"

Insert: "TO"

3. Title, line 15.

Following: "DISTRICTS"

Insert: "BE SELECTED BY THE FOUR LEGISLATIVELY APPOINTED MEMBERS AND ELIMINATING THE SUPREME COURT'S ROLE IN THE APPOINTMENT"

4. Page 2, lines 6 through 9.

Strike: "Within" on line 6 through "reapportionment" on line 9

Insert: "In the legislative session following ratification of this constitution and thereafter in each session preceding each federal population census, a commission of five citizens, none of whom may be public officials,"

5. Page 2, line 12.

Strike: "designate"

6. Page 2, lines 17 through 19.

Strike: "three" on line 17 through "districts" on line 19

Insert: "appoint one commissioner. Within 30 days after their appointment, the four commissioners shall select the fifth member, who shall serve as chairman of the commission. If the four members fail to select the fifth member within the time prescribed, the commissioners forfeit their positions and, within 20 days thereafter, the majority and minority leaders of each house shall each appoint a new commissioner. A person may be appointed as a commissioner only once. The selection of the fifth member and chairman shall be in the same manner and within the same time period as required under the original appointments. Failure to select the fifth member shall result in the same vacancies, the same procedure for new appointments, and the same selection of the fifth member as required under the original appointments, until such time that the fifth member is selected"

7. Page 2, lines 20 and 21.

Strike: "legislative" on line 20 through "reapportionment" on line 21

Insert: "commission"

8. Page 3, lines 1 through 4.

Strike: "That" on line 1 through "legislature" on line 4

Insert: "and after the census figures are available. Within 30 days after submission, the legislature shall return the plan to the commission with its recommendations. Within 30 days thereafter, the commission"

9. Page 3, lines 6 and 7.

Strike: "The" on line 6 through "governor" on line 7

Insert: "The commission is then dissolved"

10. Page 3, lines 13 and 14.

Strike: "Legislature" on line 13 through "APPOINTED" on line 14

Insert: "fifth member of the"

Following: "commission" on line 14

Insert: "to"

11. Page 3, line 15.

Following: "districts"

Insert: "be selected by the four legislatively appointed members and eliminating the supreme court's role in the appointment"

12. Page 3, lines 16 and 17.

Strike: "Legislature" on line 16 through "APPOINTED" on line 17

Insert: "fifth member of the"

Following: "commission" on line 17

Insert: "to"

13. Page 3, line 18.

Following: "districts"

Insert: "be selected by the four legislatively appointed members and eliminating the supreme court's role in the appointment"

14. Page 3, line 19.

Following: line 18

Insert: "Section 3. Coordination instruction. If House Bill No. 629 is passed and approved, the date "November 1983" in section 2 of this act is changed to "November 6, 1984"."

And, as amended, be concurred in. Report adopted.

SB 320, third reading copy, be amended as follows:

1. Title, line 8.

Strike: "IMMEDIATE"

2. Page 4, line 16.

Strike: "on passage and approval"

Insert: "July 1, 1983"

And, as amended, be concurred in. Report adopted.

SB 378, third reading copy, be amended as follows:

1. Title, line 9.

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

2. Page 1, line 22.

Strike: "6.684%"

Insert: "7.044%"

3. Page 3, line 6.

Strike: "6.960%"

Insert: "7.320%"

4. Page 5.

Following: line 13

Insert: "NEW SECTION. Section 5. Effective date. This act is effective July 1, 1983."

And, as amended, be concurred in. Report adopted.

SB 429, third reading copy, be amended as follows:

1. Page 6, line 4.

Following: "~~employer~~,"

Insert: ", the employer,"

And, as amended, be concurred in. Report adopted.

SB 436, third reading copy, be amended as follows:

1. Title, lines 16 and 17.

Strike: "MAKING" on line 16 through ";," on line 17

2. Title, line 23.

Following: "69-12-421,"

Insert: "AND"

Strike: "69-14-115, AND"

3. Title, line 24.

Strike: "69-14-116,"

Following: "PROVIDING"

Strike: "AN"

4. Title, line 25.

Strike: "DATE"

Insert: "DATES"

5. Page 9, line 24.

Strike: "ON IDENTICAL"

Insert: "upon consistent"

Following: "STANDARDS"

Insert: "appropriate for the nature of the case pending"

6. Page 19, line 21.

Following: "LOCAL"

Insert: "or local"

7. Page 20, line 8.

Following: "counties"

Insert: "or a local government, including but not limited to cities and counties"

8. Page 20, line 11.

Following: "local"

Insert: "or local"

9. Page 20, line 14.

Following: "local"

Insert: "or local"

10. Page 20, line 20.

Following: "local"

Insert: "or local"

11. Page 20, line 22.

Following: "local"

Insert: "or local"

12. Page 20, line 25.

Following: "local"

Insert: "or local"

13. Page 25, line 6 through line 20, page 26.

Strike: sections 19 and 20 in their entirety

Renumber: subsequent sections

14. Page 27, line 23.

Strike: "date"

Insert: "dates"

Following: "date."

Insert: "(1)"

Following: "act"

Insert: "except for section 5"

15. Page 27.

Following: line 24

Insert: "(2) Section 5 is effective on passage and approval."

And, as amended, be concurred in. Report adopted.

TAXATION (Yardley, Chairman):

3/23/83

HB 755, introduced bill, be amended as follows:

1. Page 2, line 4.

Following: "in"

Insert: "certain depreciable property qualifying under section 38 of the Internal Revenue Code of 1954, as amended, for"

2. Page 2, line 21.

Following: "those"

Insert: "expenditures that qualify under section 38 of the Internal Revenue Code of 1954, as amended, and that are"

3. Page 4, line 6.

Following: "15-30-162"

Strike: "and"

Insert: ", "

4. Page 4, line 7.

Following: "15-31-123"

Insert: "through 15-31-125 [, and the credits provided in SB 241]"

5. Page 5, line 2.

Following: line 1

Insert: "Section 8. Coordination instruction. If Senate Bill No. 241 is not passed and approved, the bracketed language in section 5 is deleted from this act."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

HB 841, introduced bill, be amended as follows:

1. Title, line 6.

Following: "LIABILITY"

Insert: "AND WITHHOLDING TAX"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

Following: "15-30-111"

Insert: "AND 15-30-201"

2. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING A CONTINGENT TERMINATION DATE"

3. Page 4, line 4.

Following: line 3

Insert: "Section 2. Section 15-30-201, MCA, is amended to read:

"15-30-201. Definitions. When used in 15-30-201 through 15-30-209, the following definitions apply:

(1) "Agricultural labor" includes all services performed on a farm or ranch in connection with cultivating the soil or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wildlife.

(2) "Employee" includes an officer, employee, or elected public official of the United States, the state of Montana, or any political subdivision thereof or any agency or instrumentality of any one or more of the foregoing. The term "employee" also includes an officer of a corporation.

(3) "Employer" means the person for whom an individual performs or performed any service, of whatever nature, as the employee of such person; except that if the person for whom the individual performs or performed the service does not have control of the payment of the wages for such service, the term "employer" means the person having control of the payment of such wages.

(4) "Wages" means all remuneration (other than fees paid to a public official) for services performed by an employee for his employer, including the cash value of all remuneration paid in any medium other than cash, except that such term shall not include remuneration paid:

(a) for active service as a member of the armed forces of the United States;

(b) for agricultural labor as defined in subsection (1);

(c) for domestic service in a private home, a local college club, or local chapter of a college fraternity or sorority;

(d) for casual labor not in the course of the employer's trade or business performed in any calendar quarter by an employee unless the cash remuneration paid for such service is \$50 or more and such service is performed by an individual who is regularly employed by such employer to perform such service. For purposes of this subsection (4)(d), an individual is considered to be regularly employed by an employer during a calendar quarter only if:

(i) on each of some 24 days during such quarter such individual performs for such employer for some portion of the day service not in the course of the employer's trade or business;

(ii) such individual was regularly employed (as determined under subsection (4)(d)(i)) by such employer in the performance of such service during the preceding calendar quarter;

(e) for services by a citizen or resident of the United States for a foreign government or an international organization;

(f) for services performed by a duly ordained, commissioned, or licensed minister of a church in the exercise of his ministry or by a member of a religious order in the exercise of duties required by such order;

(g) (i) for services performed by an individual under the age of 18 in the delivery or distribution of newspapers or shopping news, not including delivery or distribution to any point for subsequent delivery or distribution; or

(ii) for services performed by an individual in and at the time of the sale of newspapers or magazines to ultimate consumers under an arrangement under which the newspapers or magazines are to be sold by him at a fixed price, his compensation being based on the retention of the excess of such price over the amount at which the newspapers or magazines are charged to him, whether or not he is guaranteed a minimum amount of compensation for such service or is entitled to be credited with the unsold newspapers or magazines turned back;

(h) for services not in the course of the employer's trade or business to the extent paid in any medium other than cash when such payments are in the form of lodgings or meals and such services are received by the employee at the request of and for the convenience of the employer;

(i) to or for an employee as a payment for or a contribution toward the cost of any group plan or program which benefits the employee, including but not limited to life insurance, hospitalization insurance for the employee or dependents, and employees' club activities;

(j) as tips, in accordance with section 3402(k) of the Internal Revenue Code of 1954, as amended and applicable on January 1, 1983."

Section 3. Contingent termination date. This act terminates if congress passes and the president approves legislation that removes the provision in section 6053(c)(3) of the Internal Revenue Code of 1954 that requires an employee allocation for tax purposes of 8% of gross receipts of the business for which the employee works. If this act terminates, it does so on the date of the final approval of the congressional legislation."

And, as amended, do pass. Report adopted.

SB 335, third reading copy, be amended as follows:

1. Title, line 8.

Following: "GROSS INCOME;"

Insert: "PROHIBITING CONSOLIDATED RETURNS FOR FINANCIAL INSTITUTIONS UNDER THE CORPORATE LICENSE TAX; REAFFIRMING THE INCLUSION OF STATE AND LOCAL BOND INCOME IN THE DEFINITION OF NET INCOME FOR CORPORATION LICENSE TAX PURPOSES;"

2. Title, line 9.

Following: "AND"

Strike: "AN"

Following: "APPLICABILITY"

Strike: "DATE"

Insert: "DATES"

3. Page 3, line 23.

Following: line 22

Insert: "Section 2. Consolidated returns prohibited. (1) A majority of the corporation license tax collected from financial institutions is paid to local government areas in which each financial institution is located. However, consolidated returns for financial institutions do not reflect the true tax attributable to each local government. In addition, consolidated returns would permit financial institutions to offset income against losses of nonfinancial institutions, thereby distorting the true income of each financial organization."

(2) In accordance with subsection (1), financial institutions are prohibited from filing consolidated returns under 15-31-141.

Section 3. Reaffirmation of bond income inclusion in definition of net income for corporation license tax purposes. Notwithstanding the provisions of any other law, the income from bonds or other obligations issued by any state or political subdivision of a state are included in gross and net income for purposes of the corporation license tax. Further, such income has been included in gross and net income since the effective date of Chapter 634, Laws of 1979, which law repealed the exclusion of such income from the tax base of the corporation license tax."

Renumber: subsequent sections

4. Page 3, line 23.

Following: "instruction."

Strike: "Section 1 is"

Insert: "Sections 1 through 3 are"

5. Page 3, line 24.

Following: "as"

Strike: "an"

Following: "integral"

Strike: "part"

Insert: "parts"

6. Page 4, line 1.

Following: "applicability"

Strike: "date"

Insert: "dates"

7. Page 4, line 2.

Following: "approval"

Strike: "and applies"

Insert: ". Sections 1 and 3 of this act apply"

8. Page 4, line 9.

Following: "law."

Insert: "Section 2 of this act applies to taxable periods beginning after December 31, 1982."

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

NATURAL RESOURCES (Harper, Chairman): 3/23/83
SB 182, be not concurred in.

STATE ADMINISTRATION (Brand, Chairman): 3/23/83
SB 327, be not concurred in.
SB 390, be not concurred in.

MOTIONS

Representative Addy moved that his vote on SB 370, third reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that consideration on HB 600, HB 418, and HB 740 be passed for the day. Motion carried.

Representative Harp moved that SB 95 be placed on second reading on the 67th legislative day. Motion carried.

Representative J. Brown moved that her vote on SB 412, third reading this day, be recorded as no. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Fabrega in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Asay, D. Brown, Schye, and the Committee on Appropriations excused at this time.

Representative Hart present at this time.

SB 342 - That SB 342 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: None.

Total 0

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Hemstad, Jacobsen, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Daily, Dozier, Driscoll, Harrington, Iverson.

Total 5

Representative D. Brown present at this time.

SB 413 - That SB 413 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Brand.

Total 1

Excused: Asay, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Jacobsen, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 23

Absent or not voting: Dozier, Ream.

Total 2

Representatives Fagg, Nilson, and Pistoria excused at this time.

Representative Jacobsen present at this time.

Representative Harrington in the Chair.

SB 107 - That SB 107 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 70

Noes: Ellerd, Hannah, R. Jensen, Sales, Solberg.

Total 5

Excused: Asay, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Fagg, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 25

Absent or not voting: None.

Total 0

Representative Fabrega in the Chair.

SB 159 - Representative Vincent moved that consideration on SB 159 be passed for the day. Motion carried.

SB 186 - Representative Kemmis moved that SB 186 be passed to the bottom of the board. Motion carried.

SB 281 - That SB 281 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Yardley.

Total 66

Noes: Ellerd, Jacobsen, Jones, Kitselman, Ryan, Smith, Wallin, Zabrocki.

Total 8

Excused: Asay, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Fagg, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 25

Absent or not voting: Driscoll.

Total 1

Representatives D. Brown and R. Jensen excused at this time.

SB 363 - That SB 363 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 66

Noes: Ellerd, Vinger.

Total 2

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Fagg, Hemstad, R. Jensen, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 27

Absent or not voting: Driscoll, Ellison, Harper, Iverson, McCormick.

Total 5

Representative Hart excused at this time.

SB 258 - Representative Harrington moved that consideration on SB 258 be passed for the day. Motion carried.

SB 244 - That SB 244 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Daily, Darko, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ream, Sands, Saunders, Smith, Solberg, Spaeth, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 56

Noes: Compton, Curtiss, Devlin, Ellerd, Hannah, Iverson, Jones, Keyser, Kitselman, Ramirez, Ryan, Sales, Schultz, Swift, Switzer, Vinger.

Total 16

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Hart, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 26

Absent or not voting: Driscoll, McCormick.

Total 2

Representative Hart present at this time.

SB 150 - That SB 150 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily,

Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: Brand.

Total 1

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 25

Absent or not voting: Driscoll, McCormick, Marks.

Total 3

SB 266 - Representative Ramirez moved that consideration on SB 266 be passed for the day. Motion carried.

Representative Hannah excused at this time.

SB 295 - That SB 295 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 68

Noes: None.

Total 0

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Hannah, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 26

Absent or not voting: J. Brown, Driscoll, Harper, Kemmis, McCormick, Yardley.

Total 6

SB 446 - Representative Ramirez moved that SB 446 be passed to the bottom of the board. Motion carried.

SB 456 - Representative D. Brown moved that SB 456 be passed to the bottom of the board. Motion carried.

HB 103 - Representative Ramirez moved that HB 103 be passed to the bottom of the board. Motion carried.

HB 510 - That HB 510 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 72

Noes: Sales, Vinger.

Total 2

Excused: Asay, Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 24

Absent or not voting: Driscoll, Hannah.

Total 2

Representative Harrington in the Chair.

SB 446 - That SB 446, third reading copy, be amended as follows:

1. Page 1, line 21.

Following: "residents."

Strike: "(1)"

2. Page 1, line 23.

Following: line 22

Strike: "(a)"

Insert: "(1)"

Renumber: subsequent subsections

3. Page 2, lines 6 through 9.

Strike: lines 6 through 9 in their entirety

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 71

Noes: None.

Total 0

Excused: Asay, Bardanouve, Bengtson, D. Brown, Connelly, Donaldson, Ernst, Hannah, Hemstad, Lory, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schye, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 26

Absent or not voting: Driscoll, Harper, McCormick.

Total 3

Representative Ramirez moved that consideration on SB 466 be passed for the day. Motion carried.

Representative Fabrega in the Chair.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Fabrega moved that the committee of the whole report be deemed read. Motion carried. Chairman Fabrega moved the adoption of the committee report. Report adopted. (69-0)

Representative Vincent moved that the House adjourn until 10:00 a.m., March 24, 1983.

Motion carried.

House adjourned at 9:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
March 24, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Nordtvedt, Seifert, Shontz, Spaeth, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/24/83

Correctly printed: HB 447, HB 600, HB 793.

Considered correctly engrossed: HB 285, HB 739, HB 901.

Correctly enrolled: HB 136, HB 179, HB 185, HB 342, HB 560, HB 639, HB 741.

Examined by the sponsor (Abrams) and found to be correct: HB 560.

Examined by the sponsor (Addy) and found to be correct: HB 741.

Examined by the sponsor (Bardanoue) and found to be correct: HB 136, HB 179.

Examined by the sponsor (Ellison) and found to be correct: HB 342.

Examined by the sponsor (Waldron) and found to be correct: HB 639.

Signed by the Speaker at 5:32 p.m., 3/23/83: HB 296, HB 301, HB 302, HB 401, HB 489, HB 501, HB 530, HB 531, HB 532, HB 655.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 23, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 124, 135, 140, 157, 164, 201, 208, 218, 286, 298, 352, 498, 577, 619, 644, 679, 680, and 693.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/23/83, acceded to the request of the House for the return of SB 95, introduced by McCallum, Brown, Mohar, and is returning said bill to the House for further consideration.

House bills concurred in and returned to the House:

3/23/83

HB 96, introduced by Yardley

HB 420, introduced by House Business and Industry Committee

HB 455, introduced by Driscoll, Hemstad, Dozier, et al.

HB 459, introduced by Hemstad, Stobie, Asay, et al.

HB 467, introduced by J. Jensen, Saunders

HB 513, introduced by Pavlovich, D. Brown, Menahan, et al.

HB 651, introduced by Eudaily, Lory

HB 671, introduced by Menahan, Pavlovich

HB 687, introduced by Menahan

HB 699, introduced by House Human Services Committee

HB 822, introduced by Donaldson

HB 896, introduced by Thoft, Winslow, Regan, et al.

House bill concurred in as amended with statement of intent attached and returned to the House for concurrence in Senate amendments and statement of intent: 3/23/83

HB 335, introduced by Nilson

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/23/83

HB 118, introduced by Harper, Donaldson

HB 199, introduced by Addy, Donaldson

HB 228, introduced by Quilici, Kitselman, Pavlovich

HB 303, introduced by Mueller

HB 528, introduced by Bengtson, Donaldson, Bertelsen, et al.

HB 567, introduced by Bertelsen

HB 730, introduced by Shontz, Abrams, Spaeth, et al.

HB 794, introduced by Daily

House bills not concurred in and returned to the House: 3/23/83

HB 139, introduced by Eudaily, Keyser, Peck

HB 149, introduced by Seifert, Turnage, Lee, et al.

HB 322, introduced by Metcalf

HB 345, introduced by House Fish, Wildlife, and Parks Committee

HB 416, introduced by J. Brown

HB 464, introduced by House Business and Industry Committee

HB 604, introduced by Wallin, Gage, Harper, et al.

HJR 11, introduced by Harrington, Haffey, Pavlovich, et al.

House amendments to Senate bills concurred in: 3/23/83

SB 246, introduced by B. Brown

SB 403, introduced by Norman

SB 422, introduced by Halligan

SB 432, introduced by E. Smith, Kolstad, Lee, et al.

SB 445, introduced by B. Brown, E. Smith, Mazurek, et al.

SB 453, introduced by Fuller, Kolstad, Gage, et al.

MOTIONS

Representative Vincent moved that the House recess at 10:23 a.m.
Motion carried.

House reconvened at 11:38 a.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/24/83
Examined by the sponsor (Connelly) and found to be correct: HB 185.

JUDICIARY (D. Brown, Chairman): 3/23/83
SB 201, third reading copy, be amended as follows:

1. Title, line 9.

Following: "ABOUT"

Insert: "BUT PROVIDING THAT WHEN THE PROSECUTOR DETERMINES THAT IT IS IN THE INTEREST OF JUSTICE, HE MAY GRANT THE WITNESS IMMUNITY FROM PROSECUTION FOR SUCH TRANSACTIONS"

2. Page 3, line 14.

Following: "case"

Strike: "except" through "testifying" on line 16

Insert: "Nothing in this section prohibits the commissioner from granting immunity from prosecution for or on account of any transaction, matter, or thing concerning which a witness is compelled to testify if the commissioner determines, in his sole discretion, that the ends of justice would be served thereby. Immunity may not extend to prosecution or punishment for false statements given pursuant to the subpoena."

3. Page 5, line 10.

Following: "prosecution"

Strike: "except" through "testifying" on line 12

Insert: "Nothing in this section prohibits the commissioner from granting immunity from prosecution for or on account of any transaction, matter, or thing concerning which a witness is compelled to testify if the commissioner determines, in his sole discretion, that the ends of justice would be served thereby. Immunity may not extend to prosecution or punishment for false statements given pursuant to the subpoena."

4. Page 5, line 20.

Strike: "immunity to"

Following: "subpoenaed"

Insert: "immunity from the use of any compelled testimony or evidence or any information directly or indirectly derived from such testimony or evidence against that person in any criminal prosecution. Nothing in this section prohibits a prosecutor from granting immunity from prosecution for or on an account of any transaction, matter, or thing concerning which a witness is compelled to testify if the prosecutor determines, in his sole discretion, that the ends of justice would be served thereby"

5. Page 5, line 24.

Strike: "such"

6. Page 6, line 1.

Following: "him"

Strike: "but" through "prosecution" on line 4

7. Page 7, line 1.

Following: "prosecution"

Strike: "except" through "testifying" on line 3

Insert: "Nothing in this section prohibits the prosecutor from granting immunity from prosecution for or on account of any transaction, matter, or thing concerning which a witness is compelled to testify if the prosecutor determines, in his sole discretion, that the ends of justice would be served thereby. Immunity may not extend to prosecution or punishment for false statements given in any testimony required under this section."

And, as amended, be concurred in. Report adopted.

SB 391, third reading copy, be amended as follows:

1. Title, line 7.

Following: "INCREASED"

Insert: "INCREASING TO 180 DAYS THE TIME PERIOD THE COURT MAY ORDER THE DEFENDANT TO BE CONFINED IN JAIL AS A CONDITION OF A DEFERRED OR SUSPENDED SENTENCE; PROVIDING THAT AS A CONDITION OF A DEFERRED OR SUSPENDED SENTENCE, THE COURT MAY ORDER THE DEFENDANT TO PAY THE COST OF SUCH CONFINEMENT;"

2. Title, line 13.

Following: "45-7-210,"

Insert: "46-18-201,"

3. Title, line 13.

Strike: " ," through "DATE" on line 15

4. Page 2, line 20.

Strike: "\$500"

Insert: "\$300"

5. Page 4, line 19.

Strike: "\$500"

Insert: "\$300"

6. Page 4, line 22.

Strike: "\$500"

Insert: "\$300"

7. Page 6, line 3.

Strike: "\$500"

Insert: "\$300"

8. Page 6, line 7.

Strike: "\$500"

Insert: "\$300"

9. Page 7, line 1.

Strike: "\$500"

Insert: "\$300"

10. Page 7, line 5.

Strike: "\$500"

Insert: "\$300"

11. Page 8, line 4.

Strike: "\$500"

Insert: "\$300"

12. Page 9, line 16.

Strike: "\$500"

Insert: "\$300"

13. Page 10, line 25.

Strike: "\$500"

Insert: "\$300"

14. Page 11, line 18.

Strike: "\$500"

Insert: "\$300"

15. Page 14.

Following: line 10

Insert: "Section 9. Section 46-18-201, MCA, is amended to read:

"46-18-201. Sentences that may be imposed. (1) Whenever a person has been found guilty of an offense upon a verdict or a plea of guilty, the court may:

(a) defer imposition of sentence, excepting sentences for driving under the influence of alcohol or drugs, for a period not exceeding 1 year for any misdemeanor or for a period not exceeding 3 years for any felony. The sentencing judge may impose upon the defendant any reasonable restrictions or conditions during the period of the deferred imposition. Such reasonable restrictions or conditions may include:

(i) jail base release;

(ii) jail time not exceeding ~~90~~ 180 days;

(iii) conditions for probation;

(iv) restitution;

(v) payment of the costs of confinement;

~~(v)~~(vi) payment of a fine as provided in 46-18-231;

~~(vi)~~(vii) payment of costs as provided in 46-18-232 and 46-18-233;

~~(vii)~~(viii) payment of costs of court appointed counsel as provided in 46-8-113;

~~(viii)~~(ix) community service;

~~(ix)~~(x) any other reasonable conditions considered necessary for rehabilitation or for the protection of society; or

~~(x)~~(xi) any combination of the above.

(b) suspend execution of sentence up to the maximum sentence allowed for the particular offense. The sentencing judge may impose on the defendant any reasonable restrictions or conditions during the period of suspended sentence. Such reasonable restrictions or conditions may include any of those listed in subsections (1)(a)(i) through (1)(a)~~(x)~~(xi).

(c) impose a fine as provided by law for the offense;

(d) require payment of costs as provided in 46-18-232 or payment of costs of court appointed counsel as provided in 46-8-113;

(e) commit the defendant to a correctional institution with or without a fine as provided by law for the offense;

- (f) impose any combination of subsections (1)(b) through (1)(e).
- (2) If any restrictions or conditions imposed under subsection (1)(a) or (1)(b) are violated, any elapsed time, except jail time, is not a credit against the sentence unless the court orders otherwise.
- (3) Except as provided in 46-18-222, the imposition or execution of the first 2 years of a sentence of imprisonment imposed under the following sections may not be deferred or suspended: 45-5-103(2), 45-5-202(2), 45-5-302(2), 45-5-303(2), 45-5-401(2), 45-5-503(2) and (3), 45-9-101(2) and (3), 45-9-102(3), and 45-9-103(2).
- (4) Except as provided in 46-18-222, the imposition or execution of the first 10 years of a sentence of imprisonment imposed under 45-5-102(2) may not be deferred or suspended.
- (5) Except as provided in 46-18-222, imposition of sentence in a felony case may not be deferred in the case of a defendant who has been convicted of a felony on a prior occasion whether or not the sentence was imposed, imposition of the sentence was deferred, or execution of the sentence was suspended.””

16. Page 21, lines 20 and 21.

Strike: section 9 in its entirety

And, as amended, be concurred in. Report adopted.

Adverse Committee Reports

APPROPRIATIONS (Bardanoue, Chairman):

3/24/83

HB 456, do not pass.

HB 518, do not pass.

HB 610, do not pass.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 919, introduced by Peck, Neuman. Referred to Committee on Appropriations.

HB 920, introduced by Pavlovich, Keenan, Dozier, Koehnke, J. Jensen, Roush, Driscoll, Harrington, Zabrocki, Nilson, McCormick, Menahan, Brand, Nisbet, D. Brown, Holliday, Daily, Schye, Neuman, J. Hammond, Hemstad, Howe, Hand, Fabrega, Bengtson, Bachini, Ream, Peck, M. Hart, Keyser, Iverson, Lory, Pistoria, Spaeth, Veleber, O'Connell, Christiaens, Shontz, Ellison, Jones, Kennerly, Norman, Stimatz, Daniels, Haffey, Jacobson, Quilici, C. Smith, Eudaily, Lynch, Van Valkenburg. Referred to Committee on State Administration.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Iverson in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Shontz and Spaeth present at this time.

Representative Donaldson excused at this time.

SB 456 - That SB 456, third reading copy, be amended as follows:

1. House Business and Industry Committee amendments, dated 3/22/83.

Strike: amendments 1, 6, 9 through 13, 15 through 18

2. House Business and Industry Committee amendment 14.

Strike: "must"

Insert: "may"

Following: "firm;"

Strike: "or"

Following: "himself"

Insert: "; or (c) the utility"

3. Page 2, line 21.

Strike: "private" through "company" on line 22

Insert: "person or private firm"

4. Page 3, line 8.

Strike: "STRUCTURE"

Insert: "residential building"

5. Page 3, line 21.

Strike: "established by"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Noes: Asay, Curtiss, Daily, Ellison, Ernst, Hannah, Jones, Ryan, Smith, Solberg, Underdal.

Total 11

Excused: Donaldson, Nordtvedt, Seifert.

Total 3

Absent or not voting: Bardanouve, Ellerd, Fagg, R. Jensen, Kitselman, McCormick, Neuman, Quilici, Stobie, Winslow.

Total 10

That SB 456, third reading copy, be further amended as follows:

1. Statement of intent, line 11.

Following: "(1) allowable"

Insert: "cost effective"

Strike: "from an engineering standpoint"

2. Statement of intent, line 13.

Strike: "(2) cost-effectiveness;"

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Shontz, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Asay, R. Jensen, Phillips, Ryan, Smith, Solberg, Stobie, Swift, Underdal, Vinger.

Total 10

Excused: Donaldson, Nordtvedt, Seifert.

Total 3

Absent or not voting: Bardanouve, Ellerd, Ernst, Fagg, Hannah, Jacobsen, Kemmis, Peck, Roush, Schye.

Total 10

That SB 456, third reading copy, be further amended as follows:

1. House Business and Industry Committee amendments, dated 3/23/83.

Strike: amendment 19

2. Page 3, line 20.

Strike: "shall"

Insert: "may"

Following: "allow"

Strike: remainder of line 20 through "adding" on line 22

3. Page 3, line 22.

Following: "increment of"

Insert: "up to"

Following: "2%"

Insert: "added"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Marks, Peck, Stobie.

Total 3

Excused: Donaldson, Nordtvedt, Seifert.

Total 3

Absent or not voting: Bardanouve, Bengtson, Fagg, Kemmis.

Total 4

That SB 456, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Curtiss, Ellerd, Ernst, Hannah, R. Jensen, Ryan, Sales, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 14

Excused: Donaldson, Nordtvedt, Seifert.

Total 3

Absent or not voting: Asay, Harrington, McCormick, Pistoria.

Total 4

HB 103 - That HB 103 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Donaldson, Nordtvedt, Seifert.

Total 3

Absent or not voting: Ellison, Hannah, Hart, McBride, McCormick, Metcalf, Neuman, Shontz, Stobie, Waldron, Yardley.

Total 11

Representatives Marks and Shontz excused at this time.

SB 186 - That SB 186, third reading copy, be amended as follows:

1. Title, line 9.

Following: "90-6-208,"

Insert: "90-6-209,"

2. Page 4.

Following: line 7

Insert: "Section 4. Section 90-6-209, MCA, is amended to read:

"90-6-209. Limitations on grants. The board may commit itself to the expenditure of funds for more than 1 year for a single project, as long as the grant or loan does not extend over more than 10 years and does not exceed reasonable revenue expectations. ~~No state agency may receive grants which exceed 5% of the money allocated to the board~~ The total amount of grants and loans to state agencies and Indian tribes may not exceed 7% of the total money allocated to the board during each fiscal year."

Renumber: subsequent sections

3. Page 4, line 24.

Strike: "4"

Insert: "5"

4. Page 5, line 1.

Strike: "4"

Insert: "5"

Amendment passed as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Manuel, Miller, Mueller, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow, Zabrocki.

Total 64

Noes: Abrams, Addy, Asay, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Hart, Howe, Kadas, Lybeck, Metcalf, Neuman, Nilson, Nisbet, Peck, Ream, Saunders, Schye, Veleber, Vinger, Waldron, Williams, Yardley.

Total 26

Excused: Donaldson, Marks, Nordtvedt, Seifert, Shontz.

Total 5

Absent or not voting: R. Jensen, McBride, McCormick, Menahan, Solberg.

Total 5

Representative Shontz present at this time.

That SB 186, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: D. Brown, Ellison, Hannah, Keyser, Saunders, Shontz.

Total 6

Excused: Donaldson, Marks, Nordtvedt, Seifert.

Total 4

Absent or not voting: Brand, Devlin.

Total 2

Representatives Neuman and Shontz excused at this time.

Representative Donaldson present at this time.

HB 418 - Representative Bertelsen moved that HB 418 be placed below SB 283. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hansen, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Miller, Mueller, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Wallin, Winslow.

Total 45

Noes: Bardanouve, Bengtson, Brand, D. Brown, Connelly, Daily, Dozier, Farris, Hammond, Hannah, Harrington, Hart, Holliday, Howe, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 39

Excused: Marks, Neuman, Nordtvedt, Seifert, Shontz.

Total 5

Absent or not voting: Asay, Darko, Driscoll, Fagg, Harper, Jacobsen, J. Jensen, Koehnke, Menahan, Roush, Vinger.

Total 11

Representatives Harrington and Stobie excused at this time.

Representatives Marks and Neuman present at this time.

HB 600 - That HB 600, second reading copy, be amended as follows:

1. Title, line 10.

Following: "AGENCY;"

Insert: "APPROPRIATING MONEY TO THE LOCAL GOVERNMENT BLOCK GRANT ACCOUNT;"

2. Page 8, line 18.

Insert: "Section 11. Appropriation. There is appropriated from the general fund to the local government block grant account \$6 million for the biennium ending June 30, 1985."

Renumber: subsequent section

Amendment passed as follows:

Ayes: Addy, Bachini, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Asay, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Paired: Harrington, Keenan, Kemmis, Quilici, Ayes; Nordtvedt, Seifert, Stobie, Vinger, Noes.

Excused: Shontz.

Total 1

Absent or not voting: Abrams, Bertelsen.

Total 2

That HB 600, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Bardanouve, Bliss, Compton, Devlin, Ellerd, Ellison, Fagg, Hannah, Hanson, Iverson, Jacobsen, Jones, Marks, Mueller, Neuman, Ramirez, Ryan, Sales, Sands, Smith, Solberg, Swift, Switzer, Thoft, Underdal.

Total 26

Paired: Harrington, Aye; Ramirez, No.

Excused: Nordtvedt, Seifert, Shontz, Stobie.

Total 4

Absent or not voting: Brand, Harp.

Total 2

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Iverson moved the adoption of the committee report. Report adopted. (74-18)

MOTIONS

Representative Brand moved that SB 429 be taken from second reading this day and referred to the Committee on Appropriations. Motion carried.

Representative Harrington present at this time.

Representative Vincent moved that the House recess at 1:33 p.m. Motion carried.

House reconvened at 2:50 p.m.

SPECIAL ORDERS OF THE DAY

The University of Montana Chamber Chorale, directed by Donald Carey, sang for the members of the House.

**FIRST READING AND COMMITMENT
OF BILLS AND RESOLUTIONS**

The following House bill was introduced, read first time, and referred to committee:

HB 921, introduced by Keenan, Vincent, Daily, Harrington, J. Jensen, Pavlovich, McBride, D. Brown, Kemmis, Quilici, Menahan, Metcalf, Peck, O'Connell, Dozier, Hannah, Kadas, Bachini, Farris, J. Brown, Ream, Haffey, Harper. Referred to Committee on Appropriations.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Iverson in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Brand excused at this time.

Representatives Harrington and Stobie present at this time.

HB 740 - Representative Vincent moved that HB 740 be placed below SB 159. Motion carried.

HB 902 - That HB 902, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Harp, Holliday, Jacobsen, J. Jensen, R. Jensen, Keyser, Kitselman, Koehnke, Lory, Manuel, Mueller, Peck, Phillips, Ramirez, Roush, Ryan, Sands, Saunders, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Wallin.
Total 41

Noes: Addy, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Sales, Schultz, Schye, Smith, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 52

Paired: Swift, Aye; Brand, No.

Excused: Nordtvedt, Seifert, Shontz.
Total 3

Absent or not voting: D. Brown, Howe, Menahan, Thoft.
Total 4

House stood at ease.

The Baker High School Band performed for the members of the House.

House resumed.

That HB 902, second reading copy, be amended. Amendment failed as follows:

Ayes: Bardanouve, Bliss, Devlin, Ellerd, Fagg, Hand, Hannah, Holliday, Jacobsen, Manuel, Neuman, Peck, Phillips, Roush, Sands, Solberg, Stobie, Swift, Thoft, Yardley.

Total 20

Noes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 75

Excused: Brand, Nordtvedt, Seifert, Shontz.

Total 4

Absent or not voting: Ellison.

Total 1

Representative Shontz present at this time.

That HB 902, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Keenan, Kennerly, McBride, McCormick, Menahan, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 45

Noes: Bardanouve, Bergene, Bertelsen, Bliss, Compton, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Neuman, Nilson, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 47

Excused: Brand, Nordtvedt, Seifert.

Total 3

Absent or not voting: Fagg, Hand, Kemmis, Manuel, Waldron.

Total 5

Representative Brand present at this time.

Representatives Neuman and Pistoria excused at this time.

That HB 902, second reading copy, be amended as follows:

1. Page 9, lines 20 through 24.

Strike: "Unexpended" on line 20 through "5)." on line 24

Amendment passed as follows:

Ayes: Asay, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vincent, Vinger, Wallin, Winslow.
Total 50

Noes: Addy, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Waldron, Williams, Yardley, Zabrocki.
Total 45

Paired: Nordtvedt, Seifert, Ayes; Harrington, Quilici, Noes.

Excused: Neuman, Pistoria.

Total 2

Absent or not voting: Abrams, Manuel, Underdal.

Total 3

Representatives Neuman and Pistoria present at this time.

Representative Bardanouve moved that HB 902 do not pass. Representative Kemmis made a substitute motion that HB 902 do pass. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.
Total 63

Noes: Bardanouve, Bengtson, Bliss, Compton, Curtiss, Hand, Hannah, Hanson, Jacobsen, Jones, Koehnke, Marks, Manuel, Mueller, Neuman, Peck, Phillips, Ramirez, Ryan, Sands, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Waldron, Winslow, Yardley.
Total 31

Excused: Nordtvedt, Seifert.

Total 2

Absent or not voting: Asay, Howe, Lory, O'Connell.

Total 4

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Iverson moved the adoption of the committee report. Report adopted. (69-26)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/24/83

Correctly enrolled: HB 196, HB 425, HB 480, HB 519, HB 542, HB 617, HB 629, HB 807, HB 857.

BILLS (Menahan, Chairman):

3/24/83

Correctly printed: HB 841, HJR 33.

Considered correctly engrossed: HB 103.

Correctly enrolled: HB 638.

Examined by the sponsor (Addy) and found to be correct: HB 480.

Examined by the sponsor (Hansen) and found to be correct: HB 638.

Examined by the sponsor (Kitseiman) and found to be correct: HB 542.

Examined by the sponsor (R. Jensen) and found to be correct: HB 807.

Examined by the sponsor (Underdal) and found to be correct: HB 617.

Examined by the sponsor (Peck) and found to be correct: HB 196,
HB 519.

Examined by the sponsor (J. Jensen) and found to be correct: HB 425.

Examined by the sponsor (Abrams) and found to be correct: HB 857.

Examined by the sponsor (D. Brown) and found to be correct: HB 629.

LOCAL GOVERNMENT (McBride, Chairman):

3/24/83

SB 439, third reading copy, be amended as follows:

1. Title, line 7.

Following: line 6

Insert: “, CITIES, AND TOWNS”

2. Title, line 8.

Following: “SOLD”

Strike: “, REMOVING”

Insert: “BY VARYING THE”

3. Title, line 11.

Following: “AMENDING”

Strike: “SECTION”

Insert: “SECTIONS 16-3-306 AND”

Following: “MCA;”

Strike: “AND REPEALING SECTION”

4. Title, line 12.

Strike: line 12 in its entirety

5. Page 1.

Following: line 14

Insert: “Section 1. Section 16-3-306, MCA, is amended to read:

“16-3-306. Proximity to churches and schools restricted. (1) Except as provided in subsections (2) ~~and~~ (3), ~~and~~ (4), no retail license may be issued pursuant to this code to any business or enterprise whose premises are within 600 feet of and on the same street as a building used exclusively as a church, synagogue, or other place of worship or as a school other than a commercially operated or postsecondary school. This distance shall be measured in a straight line from the center of the nearest entrance of the place of worship or school to the nearest entrance of the licensee's premises. This section is a limitation upon the department's licensing authority.

(2) However, the department may renew a license for any establishment located in violation of this section if the licensee does not relocate his entrances any closer than the existing entrances and if the establishment:

(a) was located on the site before the place of worship or school opened; or

(b) was located in a bona fide hotel, restaurant, or fraternal organization building at the site since January 1, 1937.

(3) Subsection (1) does not apply to licenses for the sale of beer, table wine, or both in the original package for off-premises consumption.

(4) The governing body of a county, for that area of the county not within the corporate limits of a city or town, or the governing body of an incorporated city or town may provide general exceptions that would reduce or eliminate the 600-foot rule in subsection (1). The exception must be adopted by ordinance, except if a county does not have general purpose ordinance making powers it must be adopted by resolution. The ordinance or resolution must specify the reason why an exception is necessary and the distance in feet that applies within the county or the city or town limits.”

Renumber: subsequent section

6. Page 1, line 16.

Following: “(1)”

Strike: “The”

Insert: “As provided in 16-3-306, the”

7. Page 1, line 18.

Following: “counties”

Insert: “not within the limits of a city or town”

8. Page 1.

Following: line 22

Insert: “(3) An ordinance as used in subsection (1) means a resolution if a county does not have the power to enact general purpose ordinances.”

9. Page 1, lines 23 and 24.

Strike: section 2 in its entirety

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 24, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 180, 272, 274, 546, 658, 659, 861, and 896.

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Kitselman moved that his vote on the do pass motion on HB 902, second reading this day, be recorded as yes. Motion carried.

Representative Daily moved that his vote on Representative Donaldson's amendment to HB 902, second reading this day, be recorded as no. Motion carried.

Representative McBride moved that HB 793 be taken from second reading and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that the House recess at 5:53 p.m.
Motion carried.

House resumed at 6:00 p.m.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Iverson in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Neuman excused at this time.

SB 159 - That SB 159, third reading copy, be amended as follows:

1. Title, lines 6 and 7.

Following: "~~REDUCE~~"

Strike: line 6 through "IN" on line 7

Insert: "~~REDUCE~~"

Following: "~~TAX~~" on line 7

Insert: "~~TO 5% BEGINNING APRIL 1, 1985~~"

2. Page 2, line 7.

Following: "~~MARCH 31,~~"

Strike: "~~1985, AND~~"

Insert: "~~1983,~~"

3. Page 2, line 10.

Following: line 9

Strike: "~~THEREAFTER~~"

Insert: "~~on or after April 1, 1983, and on or before March 31, 1985; and 5% of the total gross value of all the petroleum and other mineral or crude oil produced by such person from each lease or unit thereafter~~"

Amendment passed as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 66

Noes: Addy, Bardanouve, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hansen, Harper, Harrington, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Quilici, Ream, Saunders, Schye, Veleber, Vincent, Waldron, Williams.

Total 33

Paired: Nordtvedt, Seifert, Ayes; Addy, Keenan, Noes.

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

Representative Ryan excused at this time.

That SB 159, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Nordtvedt, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 61

Noes: Addy, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley.

Total 38

Paired: Nordtvedt, Ryan, Seifert, Ayes; Addy, Kadas, Keenan, Noes.

Excused: Neuman.

Total 1

Absent or not voting: None.

Total 0

Representative Shontz excused at this time.

HB 740 - That HB 740, second reading copy, be amended. Amendment failed as follows:

Ayes: Bardanouve, Bergene, Bertelsen, Bliss, Brand, Devlin, Fabrega, Fagg, Hand, Hansen, Harper, Harrington, Koehnke, McCormick, Neuman, Peck, Roush, Sales, Sands, Waldron, Winslow.

Total 21

Noes: Abrams, Addy, Asay, Bachini, Bengtson, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 78

Paired: Harrington, Neuman, Waldron, Ayes; Nordtvedt, Ryan, Seifert, Noes.

Excused: Shontz.

Total 1

Absent or not voting: None.

Total 0

Representative Shontz present at this time.

That HB 740 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Abrams, Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 49

Paired: Daily, Harrington, Quilici, Ayes; Nordtvedt, Ryan, Seifert, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representatives Hansen, Harrington, Kitselman, Pavlovich, and the Committee on Appropriations excused at this time.

SB 258 - That SB 258 be concurred in. Motion failed as follows:

Ayes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hand, Hanson, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Wallin, Zabrocki.

Total 44

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Harp, Harper, Harrington, Hart, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Menahan, Metcalf, Mueller, Neuman, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Underdal, Veleber, Vincent, Williams, Winslow, Yardley.

Total 47

Paired: Asay, Donaldson, Hemstad, Jones, Kitselman, Marks, Pavlovich, Roush, Ryan, Seifert, Smith, Stobie, Swift, Thoft, Vinger, Ayes; Bardanouve, Daily, Driscoll, Ernst, Harp, Harrington, Kadas, Keenan, Lory, Menahan, Ramirez, Ream, Shontz, Spaeth, Vincent, Noes.

Excused: Bengtson, Connelly, Hansen, Manuel, Nordtvedt, Peck, Quilici, Waldron.

Total 8

Absent or not voting: Fabrega.

Total 1

Representative Hansen present at this time.

Representative J. Jensen moved that consideration on SB 258 be postponed indefinitely. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, J. Brown, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Hart, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Metcalf, Mueller, Neuman, Ream, Sands, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.
Total 41

Noes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Eudaily, Hand, Hannah, Hanson, Harp, Holliday, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, McCormick, Marks, Miller, Nilson, Nisbet, O'Connell, Phillips, Pistoria, Sales, Smith, Solberg, Swift, Switzer, Underdal, Wallin.
Total 36

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Harrington, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, Pavlovich, Peck, Quilici, Roush, Ryan, Seifert, Shontz, Stobie, Thoft, Waldron.
Total 22

Absent or not voting: Ramirez.
Total 1

SB 95 - Representative Vincent moved that SB 95 be placed at the top of the board. Motion carried.

Representative Neuman excused at this time.

That SB 95, third reading copy, be amended as follows:

1. Page 1.

Following: line 19

Insert: "(i) the annual basic tax levy for elementary schools provided for in 20-9-331;

(ii) the annual special tax for high schools provided for in 20-9-333;"

Renumber: subsequent subsections

2. Page 2, line 3.

Strike: "in"

Insert: "based on the"

Strike: "to the needs"

Insert: "that the mill levy"

Following: "fund"

Insert: "bears to the total number of mills for all the funds"

3. Page 2, line 6.

Strike: "needs"

Insert: "requirements of a levy"

4. Page 2, lines 7 and 8.

Following: "to be" on line 7

Strike: line 7 through "needed" on line 8

Insert: "reapportioned"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Driscoll, Ellerd, Ellison,

Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 70

Noes: Bachini.

Total 1

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Harrington, Hemstad, Kitselman, Lory, Manuel, Menahan, Neuman, Nordtvedt, Pavlovich, Peck, Quilici, Roush, Ryan, Seifert, Shontz, Stobie, Thoft, Waldron.

Total 23

Absent or not voting: Devlin, Dozier, Fagg, McCormick, O'Connell, Veleber.

Total 6

Representatives Harrington, Neuman, Pavlovich, and Ryan present at this time.

Representatives Keenan and Winslow excused at this time.

That SB 95, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, Marks, Mueller, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 56

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, J. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Fagg, Farris, Harper, Harrington, Hemstad, J. Jensen, R. Jensen, Keenan, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley.

Total 43

Paired: Bliss, Compton, Connelly, Devlin, Ernst, Hannah, Harp, Hart, Marks, Mueller, Ramirez, Roush, Ryan, Sands, Seifert, Shontz, Stobie, Switzer, Thoft, Winslow, Ayes; Bardanouve, Bengtson, Bergene, J. Brown, Daily, Donaldson, Fagg, Harper, Hemstad, Keenan, Lory, Manuel, Menahan, Metcalf, Nordtvedt, Peck, Quilici, Spaeth, Vincent, Waldron, Noes.

Excused: Kitselman.

Total 1

Absent or not voting: None.

Total 0

HJR 33 - Representative Vincent moved that HJR 33 be placed at the top of the board. Motion carried.

Representatives Harrington and O'Connell excused at this time.

Representative Keenan present at this time.

That HJR 33, third reading copy, be amended as follows:

1. Title, line 5.

Strike: "ESTABLISHING"

Insert: "ESTIMATING"

2. Page 2, line 24.

Strike: "State's"

Insert: "state"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 70

Noes: Bachini, Brand, Farris, J. Jensen.

Total 4

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Harrington, Hemstad, Kitselman, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 22

Absent or not voting: Dozier, Ellison, Hart, Vinger.

Total 4

Representatives Hand, Hansen, and Marks excused at this time.

That HJR 33, second reading copy, be further amended as follows:

1. Page 14.

Following: line 13

Insert: "BE IT FURTHER RESOLVED, that the following bills with general fund revenue impact have been adopted:

—General Fund Impact—

Bill No.	Subject	FY 1984	FY 1985	Biennium
HB 45	Declaration of Marriage Fee	\$ 1,000	\$ 1,000	\$ 2,000
HB 65	Wage Deductions	(259,000)	(284,000)	(543,000)
HB 125	Child Care Deductions	(144,000)	(144,000)	(288,000)
HB 227	Property Tax Credits	(704,000)	(704,000)	(1,408,000)
HB 264	Alternate Energy Credit	(79,000)	(95,000)	(174,000)

HB 465	Marine Insurance	233,000	234,000	457,000
HB 479	Air Ambulance	145	145	290
HB 511	Cigarette Tax	3,007,000	3,018,000	6,025,000
HB 529	Exam. of Loan Co.	11,000	11,000	22,000
HB 550	Disallow Fed. Deduc. for Corp.	768,000	768,000	1,536,000
HB 631	Standard Deduc- tion	(431,000)	(455,000)	(886,000)
HB 670	Weighing Devices	67,000	67,000	134,000
HB 673	Ag. Warehousing	30,000	25,000	55,000
HB 685	MT Capital Com- panies	-0-	(739,000)	(739,000)
HB 696	Fees for Meas. Devices	27,000	27,000	54,000
HB 701	Bank Exam. Fees	126,000	130,000	256,000
HB 706	Coal Royalties	-0-	(279,000)	(279,000)
HB 721	Health Fac. Bonds	57,000	59,000	116,000
HB 739	Investment Tax Credit	(4,000,000)	(4,000,000)	(8,000,000)
SB 53 SB 244	Liquor Seals Tax on Lump-Sum Dist.	75,000 139,000	75,000 139,000	150,000 278,000
SB 325	Insurance Tax	(9,000)	(10,000)	(19,000)
SB 398	Contractor Lic.	96,000	96,000	192,000
	Total	\$(972,000)	\$(2,214,000)	\$(3,186,000)

With the adoption of the foregoing measures the general fund totals are:
\$340,991,000 \$369,080,000 \$710,071,000"

Amendment passed as follows:

Ayes: Abrams, Addy, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 68

Noes: Bachini, Brand, J. Jensen.

Total 3

Excused: Bardanoue, Bengtson, Connelly, Donaldson, Ernst, Hand, Hansen, Harrington, Hemstad, Kitselman, Lory, Marks, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 25

Absent or not voting: Asay, McCormick, Pistoria, Williams.

Total 4

Representatives Hand, Hansen, and Kitselman present at this time.

That HJR 33, third reading copy, be further amended as follows:

1. Page 14.

Following: line 17

Insert: "BE IT FURTHER RESOLVED, that the following bills will have an effect on the revenues earmarked to the foundation trust fund:

SPECIAL REVENUE IMPACT

Bill No.	Subject	FY 1984	FY 1985	Biennium
HB 65	Wage Deductions	\$ (101,000)	\$ (111,000)	\$ (212,000)
HB 125	Child Care Deduction	(56,000)	(56,000)	(112,000)
HB 227	Property Tax Credit	(31,000)	(37,000)	(68,000)
HB 419	School Transport	(386,000)	(386,000)	(772,000)
HB 460	Potable Water Exemption	(2,000)	(2,000)	(4,000)
HB 550	Disallow Federal Deductions for Corporations	300,000	300,000	600,000
HB 631	Standard Deduction	(169,000)	(178,000)	(347,000)
HB 739	Investment Credits for Corporations	(1,556,000)	(1,622,000)	(3,178,000)
SB 94	45-Mill Funding	4,250,000	4,250,000	8,500,000
SB 244	Tax on Lump-Sum Distribution	55,000	55,000	111,000
Total		\$2,574,000	\$1,943,000	\$4,517,000"

Amendment passed as follows:

Ayes: Abrams, Addy, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke,

Lybeck, McBride, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Bachini, Brand, J. Jensen.

Total 3

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Harrington, Hemstad, Lory, Marks, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thofo, Waldron, Winslow.

Total 22

Absent or not voting: Asay, McCormick.

Total 2

Representative Brand excused at this time.

Representatives Harrington and Marks present at this time.

That HJR 33, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 73

Noes: Bachini, D. Brown, Daily, Jacobsen, J. Jensen, Pavlovich.

Total 6

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thofo, Waldron, Winslow.

Total 21

Absent or not voting: None.

Total 0

SB 266 - Representative Schultz moved that SB 266 be placed below SB 318. Motion carried.

SB 410 - Representative J. Brown moved that consideration on SB 410 be passed for the day. Motion carried.

SB 446 - Representative Marks moved that SB 446 be placed below SB 266. Motion carried.

Representative Pistoria excused at this time.

HB 858 - That HB 858 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: J. Jensen, Sands.

Total 2

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 22

Absent or not voting: Dozier.

Total 1

Representative Brand present at this time.

Representative Schultz excused at this time.

SB 283 - That SB 283, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Asay, Bergene, D. Brown, Curtiss, Darko, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kennerly, McBride, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Ramirez, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Zabrocki.

Total 29

Noes: Abrams, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Daily, Devlin, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Howe, Jacobsen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Miller, Mueller, Phillips, Ryan, Sales, Sands, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Yardley.

Total 49

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Roush, Schultz, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 22

Absent or not voting: None.

Total 0

Representative Pavlovich excused at this time.

Representative Schultz present at this time.

That SB 283 be concurred in. Motion failed as follows:

Ayes: Bachini, Bergene, Bertelsen, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, Metcalf, Mueller, Peck, Ream, Sands, Saunders, Veleber, Vincent, Yardley, Zabrocki.

Total 38

Noes: Abrams, Addy, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Hannah, Hanson, Holliday, Howe, R. Jensen, Jones, Keyser, Koehnke, McBride, McCormick, Marks, Neuman, Nilson, Nisbet, Phillips, Ramirez, Roush, Ryan, Sales, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vinger, Wallin, Williams.

Total 41

Paired: Harrington, Peck, Ayes; R. Jensen, Roush, Noes.

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 20

Absent or not voting: Miller.

Total 1

Representatives Pavlovich and Winslow present at this time.

That SB 283 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Hannah, Hanson, Holliday, Howe, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, McBride, McCormick, Marks, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Phillips, Roush, Ryan, Sales, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Winslow.

Total 45

Noes: Bachini, Bergene, Bertelsen, Brand, J. Brown, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, Metcalf, Miller, Peck, Ramirez, Ream, Sands, Veleber, Vincent, Yardley, Zabrocki.

Total 37

Paired: R. Jensen, Roush, Ayes; Harrington, Peck, Noes.

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Ernst, Hemstad, Lory, Manuel, Menahan, Nordtvedt, O'Connell, Pistoria, Quilici, Seifert, Shontz, Stobie, Thoft, Waldron.

Total 18

Absent or not voting: None.

Total 0

Representative Harrington excused at this time.

Representative Lory present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Iverson moved the adoption of the committee report. Report adopted. (74-2)

MOTIONS

Representative Vincent moved that consideration on SB 410, SB 283, HB 418, SB 287, SB 318, SB 266, SB 446, SB 21, SB 40, SB 118, SB 155, SB 166, SB 214, SB 286, SB 289, SB 320, SB 335, SB 378, SB 395, SB 441, SB 436, SB 84, SB 402 be passed until the 69th legislative day. Motion carried.

Representative Saunders moved that his vote on SB 95 be recorded as no. Motion carried.

Representative Vincent moved that the House adjourn until 9:00 a.m., March 25, 1983.

Motion carried.

House adjourned at 10:25 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SIXTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
March 25, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Appropriations Committee, Nordtvedt, Pistoria, Seifert, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the sixty-fifth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/24/83

Correctly printed: HB 1, HB 755, HB 898, HB 914, HJR 36.

Considered correctly engrossed: HB 510.

Signed by the Speaker at 8:11 p.m., 3/24/83: HB 533, HB 547, HB 554, HB 638, HB 674, HB 688, HB 712.

Signed by the Speaker at 8:24 p.m., 3/24/83: HB 136, HB 179, HB 185, HB 342, HB 560, HB 639, HB 741, SB 19, SB 56, SB 99, SB 157, SB 206, SB 207, SB 276, SB 277, SB 297, SB 300, SB 325, SB 358, SB 373, SB 387.

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/24/83, requested the return of the following House bill for further consideration:

HJR 11, introduced by Harrington, Haffey, Pavlovich, et al.

House bills concurred in and returned to the House:

3/24/83

HB 215, introduced by Ramirez, Spaeth, Miller

HB 257, introduced by Ramirez, Fagg, Spaeth

HB 384, introduced by J. Hammond

HB 421, introduced by Thoft

HB 491, introduced by Dozier, Williams

HB 529, introduced by Harper

HB 602, introduced by Kitselman

HB 603, introduced by Peck, Hemstad, Nilson, et al.

HB 618, introduced by Keyser, Bardanouve, Vinger, et al.

HB 634, introduced by Compton, Devlin, Ryan, et al.

HB 678, introduced by Kitselman, Keyser, Saunders, et al.

HB 795, introduced by Committee on Labor and Employment Relations

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

3/24/83

HB 182, introduced by House Human Services Committee

HB 331, introduced by Pistoria

HB 449, introduced by Bardanouve

HB 802, introduced by D. Brown, Mohar, Regan, et al.

HB 825, introduced by Jacobsen, Bertelsen, Bardanouve, et al.

HB 855, introduced by Ramirez, Spaeth

HJR 14, introduced by Connolly, Harp, Lybeck, et al.

House bills not concurred in and returned to the House: 3/24/83

HB 295, introduced by Hemstad

HB 479, introduced by House Human Services Committee

HB 643, introduced by J. Jensen, Hansen, Kadas, et al.

HB 708, introduced by House Human Services Committee

HB 809, introduced by Waldron, Nordtvedt, Bardanouve

MOTIONS

Representative Vincent moved that the House recess at 9:15 a.m. Motion carried.

House reconvened at 10:03 a.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/25/83

Correctly enrolled: HB 600.

Delivered to the Secretary of State at 8:53 a.m., 3/25/83: HJR 18.

Delivered to the Governor for his approval at 8:55 a.m., 3/25/83: HB 94, HB 296, HB 301, HB 302, HB 315, HB 401, HB 489, HB 492, HB 501, HB 514, HB 530, HB 531, HB 532, HB 626, HB 655, HB 764.

NATURAL RESOURCES (Harper, Chairman): 3/24/83

HB 908, introduced bill, be amended as follows:

1. Page 5, line 5.

Following: line 4

Strike: "or"

Insert: "and"

2. Page 17, line 17.

Strike: "5,000"

Insert: "10,000"

3. Page 17, line 18.

Strike: "7"

Insert: "15"

4. Page 18, line 21.

Following: "appropriation"

Insert: "for a diversion for a consumptive use"

5. Page 18, line 21.

Strike: "5,000"

Insert: "10,000"

6. Page 18, line 22.

Strike: "7"

Insert: "15"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

NATURAL RESOURCES (Harper, Chairman):

3/24/83

HB 893, introduced bill, be amended as follows:

1. Title, line 13.

Following: "75-20-104,"

Insert: "75-20-218,"

Strike: "85-1-121,"

2. Title, line 14.

Following: ":",

Insert: "REPEALING SECTION 85-1-121, MCA;,"

3. Page 8, line 10 through line 19, page 9.

Strike: section 3 in its entirety

Renumber: subsequent sections

4. Page 15, lines 6 through 8.

Strike: ":" on line 6 through "(b)" on line 8

5. Page 17, line 10.

Strike: "6], until July 1, 1987"

Insert: "5]"

6. Page 17, line 12.

Strike: "The"

Insert: "Except as provided in subsections (2) and (4), the"

7. Page 17, line 13.

Following: "if"

Insert: "the applicant proves by substantial credible evidence that the following criteria are met"

8. Page 18, line 2.

Following: ":",

Insert: "and"

9. Page 18, line 6.

Strike: ":",

Insert: ":",

10. Page 18, lines 7 through 21.

Strike: subsections (f) and (g) in their entirety

11. Page 18, line 22.

Strike: "An applicant"

Insert: "The department may not issue a permit"

Following: "10,000"

Insert: "or more"

12. Page 18, line 23.

Following: "acre-feet"

Insert: "of water"

Strike: "more and"

Following: "15"

Insert: "or more"

Strike: "a"

Insert: "per"

Following: "second"

Strike: "or more"

Insert: "of water unless"

13. Page 18.

Strike: line 24 through "affected" on line 25

Insert: "the department makes an affirmative finding that:

- (a) the criteria in subsection (1) are met;
 - (b) the applicant has proven by clear and convincing evidence that the rights of a prior appropriator will not be adversely affected; and
 - (c) the proposed appropriation is in the public interest.
- (3) In making a finding under subsection (2)(c) the department shall consider:
- (a) existing demands on the state water supply, as well as projected demands such as reservations of water for future beneficial purposes, including municipal water supplies, irrigation systems, and minimum streamflows for the protection of existing water rights and aquatic life;
 - (b) the benefits to the applicant and the state;
 - (c) the economic feasibility of the project;
 - (d) the effects on the quantity, quality, and potability of water of existing beneficial uses in the source of supply;
 - (e) the effects on private property rights by any creation of or contribution to saline seep;
 - (f) the probable significant adverse environmental impacts of the proposed use of water as determined by the department pursuant to Title 75, chapter 1, or Title 75, chapter 20;
 - (g) the use of water is reasonable; and
 - (h) the use of water is not detrimental to the public welfare.
- (4) A permit for an appropriation for a diversion for a consumptive use of 10,000 or more acre-feet of water per year or 15 or more cubic feet per second of water under subsection (2) is not valid and water may not be used pursuant to the permit until the legislature affirms the findings of the department"

Renumber: subsequent subsection

14. Page 19, lines 5 and 6.

Strike: "subsection (1), including subsection (f)"

Insert: "subsections (1) through (4)"

15. Page 19.

Following: line 7

Insert: "(6) An appropriation, diversion, impoundment, restraint, or attempted appropriation, diversion, impoundment, or restraint contrary to the provisions of this section is null and void. No officer, agent, agency, or employee of the state may knowingly permit, aid, or assist in any manner such unauthorized appropriation, diversion, impoundment, or other restraint. No person or corporation may, directly or indirectly, personally or through an agent, officer, or employee, attempt to appropriate, divert, impound, or otherwise restrain or control any of the waters within the boundaries of this state except in accordance with this section."

16. Page 25, line 12.

Strike: "water,"

17. Page 25, lines 14 and 15.

Strike: "water as a transport medium"

Insert: "coal slurry"

18. Page 26.

Following: line 10

Insert: "Section 14. Section 75-20-218, MCA, is amended to read:

"75-20-218. Hearing date — location — department to act as staff — hearings to be held jointly. (1) Upon receipt of the department's report submitted under 75-20-216, the board shall set a date for a hearing to begin not more than 120 days after the receipt. ~~Except for those hearings involving applications submitted for facilities as defined in (b) and (c) of 75-20-104(10), certification~~ Certification hearings shall be conducted by the board in the county seat of Lewis and Clark County or the county in which the facility or the greater portion thereof is to be located.

(2) Except as provided in 75-20-221(2), the department shall act as the staff for the board throughout the decisionmaking process and the board may request the department to present testimony or cross-examine witnesses as the board considers necessary and appropriate.

(3) At the request of the applicant, the department of health and the board of health shall hold any required permit hearings required under laws administered by those agencies in conjunction with the board certification hearing. In such a conjunctive hearing the time periods established for reviewing an application and for issuing a decision on certification of a proposed facility under this chapter supersede the time periods specified in other laws administered by the department of health and the board of health."

Section 15. Repealer. Section 85-1-121, MCA, is repealed."

Renumber: subsequent sections

19. Page 26, line 12.

Strike: "6, 7, and 12"

Insert: "5, 6, and 11"

20. Page 26, lines 13 and 14.

Strike: "6, 7, and 12"

Insert: "5, 6, and 11"

And, as amended, do not pass.

HB 893 - Representatives Marks, Neuman, Iverson, D. Brown, Asay, Winslow, Bliss, Daily, Harp, Roush, Holliday, Quilici, Saunders, Curtiss, Hand, McCormick, O'Connell, Hemstad, Abrams, Spaeth, and Darko objected to the adverse committee report on HB 893, and requested that the bill be printed and placed on second reading.

3/25/83

Representatives Manuel, Menahan, and Neuman excused at this time.

SB 182 - Representative Ream moved that the adverse committee report on SB 182 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier,

Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Sales, Sands, Saunders, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 73

Noes: Asay, Bergene, Curtiss, Daily, Harrington, Jacobsen, Keyser, Roush, Ryan, Schultz, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Yardley.
Total 17

Excused: Manuel, Menahan, Neuman, Nordtvedt, Pistoria, Seifert.
Total 6

Absent or not voting: Brand, R. Jensen, Ream, Smith.
Total 4

Representative Manuel present at this time.

SB 327 - Representative Brand moved that the adverse committee report on SB 327 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanoue, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 73

Noes: Bachini, Bliss, Brand, Compton, Curtiss, Ellerd, Hannah, Hanson, Keyser, Kitselman, Koehnke, Mueller, Peck, Phillips, Ryan, Sales, Sands, Swift, Switzer, Winslow.
Total 20

Excused: Menahan, Neuman, Nordtvedt, Pistoria, Seifert.
Total 5

Absent or not voting: R. Jensen, Smith.
Total 2

Representative Menahan present at this time.

Representative Peck excused at this time.

SB 390 - Representative Brand moved that the adverse committee report on SB 390 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Bliss, Brand, Compton, Curtiss, Donaldson, Ellerd, Ellison, Hemstad, Iverson, Keyser, Koehnke, Pavlovich, Ryan, Sales, Schultz, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 24

Excused: Neuman, Nordtvedt, Peck, Pistoria, Seifert.

Total 5

Absent or not voting: R. Jensen.

Total 1

MOTIONS

Representative Vincent moved that the following special rules be adopted for the purpose of debate on HB 447, second reading this day. Motion carried.

1. The Appropriations Committee chairman, in presenting the bill, will not be subject to the five minute speaking limitation.

2. Each Appropriation Subcommittee chairman will fully explain his or her portion of the bill without questions or amendments being offered until the presentation by the chairman is complete. Chairmen will not be subject to the five minute speaking limitation.

3. After the presentation by the subcommittee chairman, the respective section of the bill will be opened for debate, questions and amendments.

4. Following completion of the debate on each section it will be closed and not be reopened except by majority vote.

5. When a member moves to reopen a section for amendment, only the amendment of that member will be entertained. Another member wishing to amend the same section will have to make a separate motion to reopen the section.

6. Debate on the motion to reopen a section is limited to the question of reopening the section. The amendment itself cannot be debated at that time. This does not prohibit the member from explaining the amendment to be considered.

7. Staff of the Legislative Fiscal Analyst may sit on the floor to advise subcommittee chairmen.

Representative Vincent moved that the rules be temporarily suspended to allow HB 447, should it pass second reading, to be heard on third reading this same day. Motion carried.

Representative Vincent moved that HB 1 be taken from printing and referred to the Select Committee on Economic Development. Motion carried.

Representative Asay moved that HB 914 be taken from printing and referred to the Committee on Appropriations. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives D. Brown, Sales, and Shontz excused at this time.

Representatives Neuman, Peck, and Pistoria present at this time.

HB 447 - That HB 447 do pass.

SECTION A. LEGISLATIVE, JUDICIAL, ADMINISTRATIVE
(SUBCOMMITTEE CHAIRMAN, QUILICI)

That HB 447, second reading copy, be amended. Amendment failed as follows:

Ayes: J. Brown, Devlin, Ellerd, Ernst, Hand, Hannah, Hanson, Harp, Howe, Jacobsen, R. Jensen, Jones, Kitselman, Marks, Neuman, Phillips, Ramirez, Ryan, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 29

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 62

Paired: Ellerd, Aye; D. Brown, No.

Excused: Nordtvedt, Sales, Seifert, Shontz.

Total 4

Absent or not voting: Brand, Ellison, Hart, Kennerly, McCormick.

Total 5

Representative D. Brown present at this time.

Representative Ernst excused at this time.

That HB 447, second reading copy, be amended as follows:

1. Page 8, line 13.

Following: "biennium."

Insert: "If the appropriation is not sufficient to cover the costs for the 1985 biennium, the Governor's Office may present a supplemental to the next legislature."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 68

Noes: Asay, Compton, Devlin, Ellerd, Ellison, Hanson, Harp, Jacobsen, Jones, Keyser, Kitselman, Ryan, Schultz, Smith, Solberg, Stobie, Switzer, Underdal, Vinger.

Total 19

Excused: Ernst, Nordtvedt, Sales, Seifert, Shontz.

Total 5

Absent or not voting: Brand, Hannah, R. Jensen, Kennerly, McCormick, Marks, Ramirez, Yardley.

Total 8

Representative D. Brown excused at this time.

Representative Ernst present at this time.

Representative Pavlovich in the Chair.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, Miller, Mueller, Phillips, Ryan, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 50

Excused: D. Brown, Nordtvedt, Sales, Seifert, Shontz.

Total 5

Absent or not voting: Brand, Daily, Fagg, Harrington, Kennerly.

Total 5

Representatives Neuman, Pistoria, and Winslow excused at this time.

Representative Shontz present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 12, line 8.

Following (under 1984 state revenue): "6,229,765"

Insert (under 1984 federal revenue): "34,000"

Strike (under 1984 total): "9,022,899"

Insert (under 1984 total): "9,056,899"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Darko, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 65

Noes: Asay, Compton, Devlin, Ellerd, Hannah, J. Jensen, R. Jensen, Jones, Koehnke, Marks, Ramirez, Ryan, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 21

Excused: D. Brown, Neuman, Nordtvedt, Pistoria, Sales, Seifert, Winslow.
Total 7

Absent or not voting: Abrams, Brand, Curtiss, Daily, Dozier, Fagg, Kennerly.

Total 7

Representatives D. Brown, Neuman, Pistoria, and Winslow present at this time.

Representative Daily in the Chair.

HB 447 - That HB 447, second reading copy, be further amended.
Amendment failed as follows:

Ayes: Bergene, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, Jones, Keyser, Koehnke, Lybeck, Marks, Manuel, Miller, Mueller, O'Connell, Phillips, Ramirez, Ryan, Sands, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Excused: Nordtvedt, Sales, Seifert.

Total 3

Absent or not voting: Abrams, Asay, Howe, Kennerly.

Total 4

Representative O'Connell excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 17, line 14.

Strike: "There are appropriated to the"

Following: "Division"

Insert: "revolving"

2. Page 17, line 15.

Following: "operation"

Insert: "are appropriated"

Amendment passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan,

Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: J. Jensen.

Total 1

Excused: Nordtvedt, O'Connell, Sales, Seifert.

Total 4

Absent or not voting: Abrams, Asay, Dozier, Eudaily, Hannah, Harrington, Kennerly, Smith.

Total 8

Representatives Ernst, Manuel, Pistoria, and Winslow excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 17, line 15.

Following: "the division"

Strike: "should attempt to"

Insert: "shall attempt to"

Following: "return"

Insert: "at least"

2. Page 17, line 16.

Following: "The division"

Strike: "should also attempt to"

Insert: "shall"

3. Page 17, line 20.

Following: "Nonprofitable state stores"

Strike: "should"

Insert: "shall"

4. Page 17, line 21.

Following: "stores"

Strike: "should also"

Insert: "shall"

5. Page 17, line 22.

Following: "distance."

Strike: remainder of line 22 through "expenses." on line 5, page 18

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Brand, J. Jensen, Menahan.

Total 3

Excused: Ernst, Manuel, Nordtvedt, O'Connell, Pistoria, Sales, Seifert, Winslow.

Total 8

Absent or not voting: Bachini, Bliss, Eudaily, Fagg, Harrington, Kennerly, Metcalf, Miller, Ramirez.

Total 9

Representative Shontz excused at this time.

Representatives Ernst, Pistoria, and Winslow present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 18.

Strike: lines 6 through 10 in their entirety

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Keyser, Kitselman, Koehnke, McBride, Marks, Metcalf, Miller, Mueller, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 53

Noes: Addy, Bachini, Bardanouve, D. Brown, Connelly, Daily, Darko, Dozier, Farris, Hand, Harper, Harrington, Holliday, Howe, J. Jensen, Keenan, Kennerly, Lory, McCormick, Menahan, Neuman, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 36

Excused: Manuel, Nordtvedt, O'Connell, Sales, Seifert, Shontz.

Total 6

Absent or not voting: Brand, Driscoll, Fagg, Lybeck, Nilson.

Total 5

Representatives Manuel, Sales, and Shontz present at this time.

Representatives Bengtson, Donaldson, and Pistoria excused at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bachini, Bardanouve, Bergene, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellerd, Hand, Hannah, Hansen, Hanson, Howe, R. Jensen, Kadas, Kitselman, Lybeck, McBride, McCormick, Marks, Manuel, Mueller, Neuman, Nisbet, Pavlovich, Peck, Roush, Saunders, Schye, Spaeth, Thoft, Veleber, Waldron, Wallin, Williams, Yardley.

Total 38

Noes: Abrams, Addy, Asay, Bertelsen, Bliss, Compton, Daily, Devlin, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Harp, Hart, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Menahan, Metcalf, Miller, Quilici, Ramirez, Ream, Ryan,

Sales, Sands, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Winslow, Zabrocki.

Total 48

Excused: Bengtson, Donaldson, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 6

Absent or not voting: Brand, Curtiss, Fagg, Harper, Harrington, J. Jensen, Nilson, Phillips.

Total 8

Representatives Bengtson, Donaldson, and Pistoria present at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bachini, Bengtson, Bertelsen, D. Brown, J. Brown, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Hand, Hansen, Harper, Harrington, Holliday, J. Jensen, Kadas, Keenan, McBride, Marks, Metcalf, Nisbet, Peck, Ramirez, Ream, Schye, Spaeth, Veleber, Waldron, Williams, Yardley.

Total 34

Noes: Abrams, Addy, Asay, Bardanouve, Bergene, Bliss, Compton, Connelly, Devlin, Ellerd, Ellison, Ernst, Farris, Hammond, Hannah, Hanson, Harp, Hart, Hemstad, Howe, Iverson, Jacobsen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Pavlovich, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 59

Excused: Nordtvedt, O'Connell, Seifert.

Total 3

Absent or not voting: Brand, Fagg, R. Jensen, Nilson.

Total 4

Representatives Bengtson, Menahan, and Waldron excused at this time.

SECTION B. HUMAN SERVICES (SUBCOMMITTEE CHAIRMAN, SHONTZ)

Representative Dozier in the Chair.

That HB 447, second reading copy, be further amended as follows:

1. Page 29.

Following: line 15

Insert: "h. Hazardous Waste Cleanup

(under 1984 state special revenue): 220,000

(under 1984 federal special revenue): 1,980,000"

Adjust: totals accordingly

2. Page 31.

Following: line 24

Insert: "Item 2h is a biennial appropriation and is contingent upon the passage of House Bill 200."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Bengtson, Menahan, Nordtvedt, O'Connell, Seifert, Waldron.

Total 6

Absent or not voting: Brand, Daily, Driscoll, Fagg, Hannah, Harper, Harrington, Iverson, Jacobsen, Nilson, Ramirez, Schultz, Schye, Yardley.

Total 14

That HB 447, second reading copy, be further amended as follows:

1. Page 29, line 18.

Strike (under proprietary account): "88,028 87,564"

Insert (under federal special account): "88,028 87,564"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Bengtson, Menahan, Nordtvedt, O'Connell, Seifert, Waldron.

Total 6

Absent or not voting: Bertelsen, Brand, Driscoll, Fagg, Hannah, Harrington, Iverson, Jacobsen, Nilson, Ramirez, Schultz, Schye, Switzer, Yardley.

Total 14

Representative Menahan present at this time.

Representative Pistoria excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 31.

Following: line 24

Insert: "Revenue generated from fees charged hazardous waste producers must equal at least \$21,828 in fiscal 1984 and \$21,194 in

fiscal 1985. If these amounts are not collected in either fiscal year, operation of the hazardous waste program will be returned to the Environmental Protection Agency. All fees collected shall be deposited in the general fund.

Federal funds received for radiation projects may be added by budget amendment.

Item 2c includes \$30,000 general fund for the biennium for monitoring air quality in the Scobey area and can be used only when Saskatchewan Power Units one and two are both at full operating capacity.

The department will continue grants to counties for air quality activities at the level of \$95,000 in each fiscal year.

The subdivision bureau will be operated solely from fees collected for subdivision review.

In item 3b, \$48,500 from fee revenues is authorized only for equipment purchases in the 1985 biennium.

In item 4c, \$77,500 is allocated for the hypertension program in fiscal 1985. If the federal requirement for hypertension is less than \$77,500 in fiscal 1985, all remaining funds from the hypertension allocation shall be distributed to the county for emergency medical services training activities.

Included in the appropriation in item 6a is \$138,904 of federal block grant carryover funds. The department is responsible for obtaining the required match for these funds. If no match is obtained, the carryover will revert to the federal government.

In item 9, if federal funds are less than \$125,892 in fiscal 1985, this program will cease and any remaining general fund will revert.

The total appropriations for the department include \$1,546,949 in fiscal 1984 and \$1,407,745 in fiscal 1985 from the Maternal and Child Health Block Grant. To the extent revenues from this grant exceed those amounts, it shall be distributed to the counties. To the extent revenues from this grant are less than these amounts, distributions to the counties shall be reduced."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.
Total 81

Noes: None.
Total 0

Excused: Bengtson, Nordtvedt, O'Connell, Pistoria, Seifert, Waldron.
Total 6

Absent or not voting: Brand, Curtiss, Driscoll, Fagg, Hannah, Harrington, Iverson, Nilson, Phillips, Ramirez, Schultz, Switzer, Yardley.

Total 13

Representatives Donaldson, Hannah, and Winslow excused at this time.

Representatives Bengtson, O'Connell, and Waldron present at this time.

Representative Daily in the Chair.

That HB 447, second reading copy, be further amended as follows:

1. Page 29, line 7.

Strike: (under 1984 general): "277,488"

Insert: (under 1984 general): "324,835"

Strike: (under 1984 federal revenue): "544,833"

Insert: (under 1984 federal revenue): "544,833"

Strike: (under 1984 total): "822,321"

Insert: (under 1984 total): "869,668"

Strike: (under 1985 general): "247,857"

Insert: (under 1985 general): "313,034"

Strike: (under 1985 federal revenue): "544,833"

Insert: (under 1985 federal revenue): "544,833"

Strike: (under 1985 total): "792,690"

Insert: (under 1985 total): "857,867"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Addy, Bachini, Bardanouve, Brand, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Yardley, Zabrocki.

Total 49

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hand, Hanson, Hemstad, Iverson, R. Jensen, Keyser, Kitselman, Marks, Manuel, Miller, Mueller, Peck, Phillips, Ramirez, Ryan, Sales, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 42

Excused: Donaldson, Hannah, Nordtvedt, Pistoria, Seifert, Winslow.

Total 6

Absent or not voting: Jones, Nilson, Williams.

Total 3

Representatives Donaldson and Winslow present at this time.

Representative Lory excused at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hansen, Harper, Hart, J. Jensen, Kadas, Keenan, Lybeck, McBride, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Ream, Schye, Veleber, Vincent, Yardley.

Total 28

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, McCormick, Marks, Manuel, Mueller, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow.

Total 59

Excused: Hannah, Lory, Nordtvedt, Pistoria, Seifert.

Total 5

Absent or not voting: Fagg, Harrington, Kemmis, Kitselman, Nilson, Schultz, Waldron, Zabrocki.

Total 8

Representative Hannah present at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bachini, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Fabrega, Fagg, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, Kennerly, Lybeck, Manuel, Menahan, Metcalf, Mueller, Pavlovich, Peck, Ream, Roush, Spaeth, Waldron, Wallin, Zabrocki.

Total 32

Noes: Abrams, Addy, Asay, Bardanouve, Bergene, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Koehnke, McBride, McCormick, Marks, Miller, Neuman, Nisbet, O'Connell, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley.

Total 58

Excused: Lory, Nordtvedt, Pistoria, Seifert.

Total 4

Absent or not voting: Harrington, Iverson, Jacobsen, Kitselman, Nilson, Solberg.

Total 6

Representatives Bengtson, Donaldson, Neuman, Thoft, and Waldron excused at this time.

Representatives Lory and Pistoria present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 38, line 15.

Strike: (under 1984 general): "464,496"

Insert: (under 1984 general): "467,676"

Strike: (under 1984 total): "464,496"

Insert: (under 1984 total): "467,676"

Strike: (under 1985 general): "466,482"

Insert: (under 1985 general): "469,852"

Strike: (under 1985 total): "466,482"

Insert: (under 1985 total): "469,852"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bliss, D. Brown, Compton, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Harper, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Underdal, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 65

Noes: Bergene, Brand, J. Brown, Connelly, Devlin, Ellerd, Fabrega, Farris, Hannah, Hansen, Hanson, Harp, R. Jensen, Jones, Marks, Mueller, Ramirez, Sales, Switzer, Vinger.

Total 20

Excused: Bengtson, Donaldson, Neuman, Nordtvedt, Seifert, Thoft, Waldron.

Total 7

Absent or not voting: Bertelsen, Holliday, Iverson, McCormick, Nilson, Solberg, Veleber, Yardley.

Total 8

Representatives Bengtson, Donaldson, Neuman, and Waldron present at this time.

Representatives Menahan, O'Connell, Pistoria, and Winslow excused at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bertelsen, D. Brown, Fabrega, Harper, Harrington, Hart, Kadas, McBride, Metcalf, Nisbet, Pavlovich, Quilici, Spaeth, Vinger.

Total 14

Noes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 73

Excused: Menahan, Nordtvedt, O'Connell, Pistoria, Seifert, Thoft, Winslow.

Total 7

Absent or not voting: Abrams, Brand, Dozier, Driscoll, Nilson, Smith.

Total 6

Representatives Bengtson and Nilson excused at this time.

Representative Menahan present at this time.

That HB 447, second reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Bardanouve, J. Brown, Connelly, Darko, Driscoll, Hammond, Harper, Harrington, Holliday, Howe, Kadas, Keenan, Kennerly, Lybeck, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Quilici, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 34

Noes: Asay, Bachini, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Hart, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Nisbet, Pavlovich, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Schultz, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Vinger.

Total 46

Excused: Bengtson, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert, Thoft, Winslow.

Total 8

Absent or not voting: Abrams, Bergene, Brand, Dozier, Fabrega, Fagg, Farris, Hansen, Harp, Kemmis, Marks, Smith.

Total 12

Representatives Bengtson, O'Connell, and Pistoria present at this time.

Representatives Menahan and Waldron excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved the adoption of the committee report. Report adopted. (85-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representatives Menahan, Waldron, and Winslow present at this time.

HB 103 passed as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Bachini, Brand, Hart, Metcalf, Peck, Shontz.

Total 6

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: Abrams, Winslow.

Total 2

Representative Sales excused at this time.

HB 285 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Brand, Hannah, Jacobsen, Koehnke, Marks, Peck.

Total 6

Excused: Keyser, Nilson, Nordtvedt, Sales, Seifert, Thoft.

Total 6

Absent or not voting: Abrams, Hansen, Mr. Speaker.

Total 3

Representative Keyser was excused from voting on HB 285 due to a possible conflict of interest.

Representative Sales present at this time.

HB 510 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Sales.

Total 1

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: Abrams, McCormick.

Total 2

HB 600 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory,

Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bliss, Compton, Devlin, Ellerd, Hannah, Hanson, Jacobsen, R. Jensen, Jones, Koehnke, Marks, Mueller, Ryan, Sales, Smith, Solberg, Spaeth, Stobie, Swift, Switzer.

Total 20

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: Abrams.

Total 1

HB 739 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Kadas, Keenan, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 51

Noes: Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 47

Paired: Metcalf, Nilson, Vincent, Ayes; Nordtvedt, Seifert, Swift, Noes.

Excused: Thoft.

Total 1

Absent or not voting: Abrams.

Total 1

HB 858 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Sands.

Total 1

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: Abrams.

Total 1

HB 901 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Sales.

Total 1

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

Representative Bardanouve excused at this time.

SB 68 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, Connelly, Keyser, Schultz.

Total 4

Excused: Bardanouve, Nilson, Nordtvedt, Seifert, Thoft.

Total 5

Absent or not voting: None.

Total 0

SB 107 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris,

Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Devlin, Ellison, Hannah, R. Jensen, Roush, Sales, Smith, Solberg, Switzer.

Total 9

Excused: Bardanoue, Nilson, Nordtvedt, Seifert, Thoft.

Total 5

Absent or not voting: Ellerd.

Total 1

Representative Bardanoue present at this time.

SB 150 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanoue, Bengtson, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Abrams, Bergene, Bertelsen, Brand, Darko, Fabrega, Farris, Hammond, Hansen, Hemstad, J. Jensen, McBride, Neuman, Nisbet, Schye, Vincent.

Total 16

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 186 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Brand, D. Brown, Ellison, Hannah, J. Jensen.
Total 6

Excused: Nilson, Nordtvedt, Seifert, Thoft.
Total 4

Absent or not voting: None.
Total 0

SB 194 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: Brand, D. Brown, Pavlovich, Spaeth.
Total 4

Excused: Nilson, Nordtvedt, Seifert, Thoft.
Total 4

Absent or not voting: None.
Total 0

Representative Bardanouve excused at this time.

SB 237 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: None.
Total 0

Excused: Bardanouve, Nilson, Nordtvedt, Seifert, Thoft.
Total 5

Absent or not voting: Jones.
Total 1

Representative Bardanouve present at this time.

SB 244 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Brand, D. Brown, Compton, Ellerd, Hannah, Jones, Keyser, Ryan, Sales, Schultz, Smith, Stobie, Switzer.

Total 13

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 260 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Brand, D. Brown, Hanson, Iverson, Kennerly, Pavlovich, Phillips, Sales, Smith, Stobie, Zabrocki.

Total 11

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 273 failed to be concurred in as follows:

Ayes: Abrams, Asay, Bardanouve, Bertelsen, Bliss, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Holliday, Iverson, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Vinger, Winslow.

Total 39

Noes: Addy, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich,

Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Paired: Vinger, Aye; Nilson, No.

Excused: Nordtvedt, Seifert, Thoft.

Total 3

Absent or not voting: None.

Total 0

SB 281 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 86

Noes: D. Brown, Devlin, Ellerd, Jacobsen, Jones, Smith, Stobie, Wallin, Zabrocki.

Total 9

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: Lybeck.

Total 1

SB 295 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand.

Total 1

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 313 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Miller, Mueller, Nisbet, O'Connell, Peck, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 63

Noes: Abrams, Brand, D. Brown, Compton, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Harp, Hart, Iverson, Jacobsen, J. Jensen, Jones, Kennerly, Koehnke, McCormick, Menahan, Metcalf, Neuman, Pavlovich, Phillips, Quilici, Roush, Ryan, Smith, Solberg, Stobie, Switzer, Underdal, Zabrocki.

Total 33

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 342 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 95

Noes: Yardley.

Total 1

Excused: Nilson, Nordtvedt, Seifert, Thoft.

Total 4

Absent or not voting: None.

Total 0

SB 363 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Daily, Driscoll, Ellerd, Ellison, Farris, R. Jensen, Smith, Swift.
Total 8

Excused: Nilson, Nordtvedt, Seifert, Thoft.
Total 4

Absent or not voting: None.
Total 0

SB 413 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: Brand, Daily, Quilici.
Total 3

Excused: Nilson, Nordtvedt, Seifert, Thoft.
Total 4

Absent or not voting: None.
Total 0

MOTIONS

Representative Vincent moved that the House recess at 5:25 p.m.
Motion carried.

House reconvened at 5:44 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/25/83
Considered correctly engrossed: HB 740.
Correctly engrossed: HB 902, HJR 33.
Signed by the Speaker at 2:08 p.m., 3/25/83: HB 196, HB 425, HB 480, HB 519, HB 542, HB 617, HB 629, HB 807, HB 857.
Delivered to the Governor for his approval at 10:45 a.m., 3/25/83: HB 136, HB 179, HB 185, HB 342, HB 533, HB 547, HB 554, HB 560, HB 638, HB 639, HB 674, HB 688, HB 712, HB 741.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/25/83

Recommend that at the close of business March 25, 1983, the following employment be terminated:

Julie Tietz.....Page
Tarn ReamPage

APPROPRIATIONS (Bardanouve, Chairman): 3/25/83

HB 435, introduced bill, be amended as follows:

1. Page 1.

Following: line 24

Insert: "Field Services 34,000 Federal and Private Revenue"

2. Page 2, lines 6 and 7.

Following: "\$3,000"

Strike: "Federal and Private Revenue"

Insert: "Revolving"

3. Page 2.

Following: line 12

Insert: "Fisheries 31,807 Earmarked Revenue"

4. Page 2.

Following: line 18

Insert: "Air Quality 7,120 Federal and Private Revenue
Water Quality 2,540 Federal and Private Revenue"

5. Page 2.

Following: line 21

Insert: "Beef and Pork Research & Marketing 100,000 Federal and Private Revenue"

6. Page 3, line 4.

Following: "Division"

Strike: "40,000"

Insert: "36,000"

7. Page 3.

Following: line 4

Insert: "Water Resources Division 10,000 Earmarked Revenue
Water Resources Division 13,000 Federal and Private Revenue"

8. Page 3.

Following: line 8

Insert: "Investment Division 255,000 Earmarked Revenue
Central Stores/Surplus 62,340 Revolving"

9. Page 3.

Following: line 11

Insert: "Environmental Management Program 8,086 Federal and Private Revenue"

10. Page 3, line 17.

Following: "Physical"

Strike: "1,550"

Insert: "2,500"

11. Page 3.

Following: line 18

Insert: "Board of Architects 8,400 Earmarked Revenue"

12. Page 3.

Strike: lines 19 through 22 in their entirety

13. Page 4, line 5.

Strike: lines 5 through 9 in their entirety

Insert:

"STATE AUDITOR

Central Payroll	45,000	Revolving
DEPARTMENT OF HIGHWAYS		
General Operations	125,000	Federal and Private Revenue
Preconstruction	1,618,943 (1,618,943)	Earmarked Revenue Federal and Private Revenue
DEPARTMENT OF STATE LANDS		
Central Management	376,753	Federal and Private Revenue
DEPARTMENT OF INSTITUTIONS		
Corrections	1,000	Federal and Private Revenue
PINE HILLS SCHOOL		
Care and Custody	9,067	Federal and Private Revenue"

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent,
Chairman):

3/24/83

SB 316, third reading copy, be amended as follows:

1. Page 2, line 15.

Following: "of"

Strike: "eight"

Insert: "nine"

2. Page 2, line 22.

Following: "association;"

Strike: "and"

3. Page 2, line 23.

Following: line 22

Insert: "(f) the director of the department of agriculture; and"

Renumber: subsequent subsection

4. Statement of intent.

Strike: Senate statement of intent in its entirety

Insert: "Section 1. It is the specific intent of the legislature that the Montana Agricultural Loan Authority should operate in the same manner that the Iowa Loan Authority has operated for the last 13 months in the state of Iowa. Each loan is processed individually by a bank or other financial institution. The loans can be for farmland acquisition or for purchase or construction of depreciable property (farm equipment or farm buildings). The bank or other financial institution initially approves the loan and agrees to accept the credit risk. It then sends an application to the Montana Agricultural Loan Authority in the exact amount and the money is made available to fund the loan.

Thus, the entire transaction is treated identical with any other bank loan to a farmer except that the bank or other financial institution is able

to obtain municipal bond tax exemption for the interest income. The bank or other financial institution loan is, in effect, converted to a municipal bond and held in the bank's municipal bond tax-exempt portfolio.

Section 2. It is the intent of the legislature that the Montana Agricultural Loan Authority created by this bill will not make direct loans. They will acquire existing loans already made and approved by a local financial institution only. It is also the specific intent of the legislature that the state of Montana would have no financial risk on any of these loans. Whoever purchases the bonds will take the full risk that the loan that secures payment of each bond will be repaid.

Section 3. It is the specific intent of the legislature that the Montana Agricultural Loan Authority would charge a one time fee for issuing the bonds which fee shall not exceed the maximum amount authorized by the federal internal revenue code with regard to tax-exempt bond issues. It is the intent of the legislature that the fee would be sufficient to pay the cost of bond counsel to review and approve each bond issue and all other administrative costs of the Montana Agricultural Loan Authority.

Section 4. This Statement of Intent is required by the rulemaking authority granted to the Montana Agricultural Loan Authority in Section 4 and Section 8. Further, rules are contemplated for determining the procedure for granting approval by the Montana Agricultural Loan Authority and the procedure for verification by the Department of Revenue under Section 23.

Section 5. It is the intent of the legislature that the Montana Agricultural Loan Authority adopt rules for the orderly handling and processing of applications under the authority granted in this Act to issue bonds secured by farm loans. The rules under Section 8 are intended to be sufficiently specific to allow for an objective determination by the Montana Agricultural Loan Authority of which applicants should receive approval of farm acquisition bonds from the authority. The same criteria should be established by rule for depreciable property loans with special emphasis on the need of the applicant and the applicant's possible prospects for success.

Section 6. The criteria for determining a bona fide beginning farmer in connection with the approval of the tax credit application by retiring farmers as provided in Section 23 shall be established by rule. The same requirements for establishing eligibility under Section 8 should be used under Section 23."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

3/25/83

HB 105, introduced by Winslow, Schultz, Daily, et al.

HB 706, introduced by Asay, Pavlovich, Devlin, et al.

HB 710, introduced by House Business and Industry Committee

HB 731, introduced by Ramirez, Yardley

HB 789, introduced by Abrams, Spaeth, D. Brown, et al.

HB 811, introduced by Yardley

HJR 21, introduced by Bengtson

HJR 22, introduced by Bengtson

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/25/83

HB 126, introduced by Kitselman, Shontz

HB 290, introduced by Seifert, Devlin, Stobie, et al.

HB 370, introduced by Sands

HB 376, introduced by McBride, Waldron

HB 390, introduced by Addy, Driscoll, Winslow

HB 606, introduced by Koehnke, Brand, O'Connell, et al.

HB 701, introduced by Fagg, Menahan

HB 728, introduced by Shontz, Tveit, Compton, et al.

HB 746, introduced by Darko, Mohar, B. Brown, et al.

HB 770, introduced by Hansen, Dozier, Bachini, et al.

HB 786, introduced by D. Brown, Winslow, Addy, et al.

HB 792, introduced by Winslow

HB 812, introduced by Shontz, Yardley

House bill concurred in as amended with statement of intent attached and returned to the House for concurrence in Senate amendments and statement of intent: 3/25/83

HB 424, introduced by Shontz, Kemmis, Yardley, et al.

House bills concurred in with statement of intent attached and returned to the House for concurrence in statement of intent: 3/25/83

HB 572, introduced by Kitselman, Harper, Yardley

HB 592, introduced by Kitselman, Harper, Yardley

House bill not concurred in and returned to the House: 3/25/83

HB 450, introduced by Brand, Ellerd, Menahan

MOTIONS

Representative Lybeck moved that his vote on SB 273, third reading this day, be recorded as no. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow all bills correctly engrossed and considered correctly engrossed to be placed on third reading this day. Motion carried.

Representative Fabrega moved that the House reconsider its be not concurred in action on SB 283, second reading on the 67th legislative day. Motion failed. (33-54)

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 922, introduced by Fabrega. Referred to Committee on Appropriations.

HB 923, introduced by Fagg, Metcalf, (By Request of the House Committee on Business and Industry). Referred to Committee on Business and Industry.

HB 924, introduced by J. Brown. Referred to Committee on Appropriations.

HJR 37, introduced by Driscoll, Dozier, Fagg, Hannah, Nilson, Addy, McCormick, Bengtson, Sands, Kitselman, Williams, Pistoria, Bergene, Iverson, O'Connell, Kadas, Hansen, Veleber, Pavlovich, Hemstad, D. Brown, Miller, Fabrega, Bertelsen, Nisbet. Referred to Committee on Human Services.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Thoft present at this time.

Representatives Jones and Smith excused at this time.

SECTION C. NATURAL RESOURCES (SUBCOMMITTEE CHAIRMAN, MANUEL)

HB 447 - That HB 447, second reading copy, be further amended as follows:

1. Page 41.

Following: line 8

Insert: "3. Additional Operations

(under 1984 general): 70,349

(under 1985 general): 173,062"

Adjust: totals accordingly

2. Page 41.

Following: line 11

Insert: "The appropriation in Item 3 is contingent upon the Montana Public Service Commission instituting a rule to set the cost of a motor vehicle identification stamp at a minimum of \$6 per stamp by January 1, 1984."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Devlin, Ellerd, Ernst, Hannah, Hanson, Harp, Iverson, Mueller, Pistoria, Ryan, Sales, Sands, Stobie, Swift, Switzer, Thoft, Underdal.

Total 17

Excused: Jones, Nilson, Nordtvedt, Seifert, Smith.

Total 5

Absent or not voting: Asay, Dozier, Driscoll, Fagg, Marks.

Total 5

Representatives Lory, O'Connell, and Quilici excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 42, line 17.

Strike: (under 1984 general): "208,251"

Insert: (under 1984 general): "167,571"

Strike: (under 1984 total): "290,928"

Insert: (under 1984 total): "250,248"

Strike: (under 1985 general): "204,958"

Insert: (under 1985 general): "164,434"

Strike: (under 1985 total): "291,918"

Insert: (under 1985 total): "251,394"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Bergene, Bertelsen, J. Brown, Compton, Curtiss, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, J. Jensen, Kadas, Keyser, Kitselman, Koehnke, Metcalf, Miller, Mueller, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Stobie, Swift, Thoft, Underdal, Veleber, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 44

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, D. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Farris, Hand, Hanson, Harper, Holliday, Howe, Jacobsen, Keenan, Kemmis, Kennerly, Lybeck, McCormick, Manuel, Menahan, Neuman, Ream, Roush, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Vincent, Vinger, Williams.

Total 43

Excused: Jones, Lory, Nilson, Nordtvedt, O'Connell, Quilici, Seifert, Smith.

Total 8

Absent or not voting: Dozier, Iverson, R. Jensen, McBride, Marks.

Total 5

Representative Lory present at this time.

SECTION D. DEPARTMENT OF INSTITUTIONS (SUBCOMMITTEE CHAIRMAN, WALDRON)

Representatives Brand, Manuel, and Shontz excused at this time.

HB 447 - That HB 447, second reading copy, be further amended as follows:

1. Page 55, line 22.

Strike: "19,162,573"

Insert: "19,131,312"

Strike: "20,850,634"

Insert: "20,819,373"

Adjust: totals accordingly

2. Page 56, line 13.

Strike: "16.79"
 Insert: "12.79"
 Strike: "\$131,218"
 Insert: "\$99,900"

3. Page 56, line 15.
 Strike: "16.79"
 Insert: "12.79"

4. Page 56, line 16.
 Strike: "\$713"
 Insert: "\$555"

Amendment passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
 Total 77

Noes: D. Brown, Keyser, Pavlovich.
 Total 3

Excused: Brand, Jones, Manuel, Nilson, Nordtvedt, O'Connell, Quilici, Seifert, Shontz, Smith.
 Total 10

Absent or not voting: Abrams, Bertelsen, Driscoll, Fabrega, Hand, Harrington, Iverson, McBride, McCormick, Schultz.
 Total 10

Representatives Quilici and Shontz present at this time.

Representatives Neuman, Pistoria, and Stobie excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 56, line 19.
 Strike: "1,844,155"
 Insert: "1,787,131"
 Strike: "1,882,166"
 Insert: "1,825,142"
 Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
 Total 73

Noes: D. Brown, Hannah, Hanson, Kitselman, Pavlovich, Ramirez, Swift, Switzer, Winslow.

Total 9

Excused: Brand, Jones, Manuel, Neuman, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert, Smith, Stobie.

Total 11

Absent or not voting: Bergene, Dozier, Driscoll, Fabrega, Harrington, Iverson, McCormick.

Total 7

Representative Jones present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 57, line 7.

Strike: "137,736 137,736 138,731 138,731"

Insert: "138,636 138,636 139,631 139,631"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, Peck, Phillips, Quilici, Roush, Sales, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Asay, D. Brown, Curtiss, Keyser, Pavlovich, Ramirez, Ryan, Sands.

Total 8

Excused: Brand, Manuel, Neuman, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert, Smith, Stobie.

Total 10

Absent or not voting: Dozier, Driscoll, Fabrega, Fagg, Hansen, Harrington, Iverson, Kadas, Ream.

Total 9

SECTION E. OTHER EDUCATION
SECTION F. HIGHER EDUCATION
(SUBCOMMITTEE CHAIRMAN, BENGTSON)

Representatives Neuman, Smith, and Stobie present at this time.

Representatives Hemstad, Menahan, and Shontz excused at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 61.

Strike: lines 6 and 7

Renumber: subsequent subsections

2. Page 61, line 9.

Strike: "390,377 137,859 271,682 799,918 385,755 137,246
295,814 818,815"

Insert: "768,597 493,897 607,604 1,870,098 770,605 505,301
634,736 1,910,642"

3. Page 62, line 10.
Strike: "9, and 11"
Insert: "8, and 10"

4. Page 62, line 11.
Strike: "7"
Insert: "6"

5. Page 62, line 14.
Strike: "13"
Insert: "12"

6. Page 62, line 16.
Strike: "14"
Insert: "13"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: None.
Total 0

Excused: Brand, Hemstad, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert, Shontz.
Total 10

Absent or not voting: Driscoll, Saunders.
Total 2

Representatives Brand, Hemstad, Menahan, and Shontz present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 69, line 1.
Strike: "12,746,000"
Insert: "14,078,000"

2. Page 70.
Following: line 10
Insert: "12. Work-Study
(under 1984 general): \$290,790
(under 1985 state special revenue): \$290,790"

3. Page 73, line 16.
Strike: (under 1985 general): "10,991,388"
Insert: (under 1985 general): "9,950,178"
Strike: (under 1985 current): "6,085,827"

Insert: (under 1985 current): "7,127,037"

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Sands, Schye, Shontz, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Bardanouve, Bengtson, Bergene, Ellerd, Hanson, Harp, Jones, Marks, Mueller, Neuman, Ramirez, Roush, Sales, Saunders, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Waldron, Winslow.

Total 24

Excused: Manuel, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 6

Absent or not voting: Bliss, Ryan.

Total 2

Representative Manuel present at this time.

That HB 447, second reading copy, be further amended as follows:

1. Page 3.

Following: line 11

Insert: "Section 10. Staff Instructions. The legislative fiscal analyst staff shall adjust all budgets to decrease the inflation rate on general fund operating expenses excluding communications and utilities from five percent to four percent. This shall be done before the bill is transmitted to the Senate."

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Zabrocki.

Total 78

Noes: Bengtson, D. Brown, Daily, Farris, Hart, Howe, McBride, Menahan, Metcalf, Nisbet, Ream, Schye, Veleber, Waldron, Wallin, Yardley.

Total 16

Excused: Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 5

Absent or not voting: Harper.

Total 1

That HB 447, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: D. Brown, Ellerd, Menahan, Sales.

Total 4

Excused: Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 5

Absent or not voting: None.

Total 0

Representative Bardanouve excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved the adoption of the committee report. Report adopted. (87-3)

MOTIONS

Representative Harper moved that SB 456 be taken from third reading this day and returned to second reading. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Waldron excused at this time.

HB 740 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 53

Noes: Abrams, Asay, Bergene, Bliss, Compton, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Paired: Addy, Bardanouve, Neuman, Nilson, O'Connell, Pistoria, Waldron, Ayes; Curtiss, Hannah, Harp, Marks, Nordtvedt, Seifert, Swift, Noes.

Excused: None.

Total 0

Absent or not voting: R. Jensen, Zabrocki.

Total 2

Representative Waldron present at this time.

HB 902 passed as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Smith, Spaeth, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Fagg, Hannah, Hanson, Iverson, Jacobsen, Koehnke, Peck, Phillips, Ramirez, Sales, Sands, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Waldron.

Total 27

Paired: Menahan, Aye; Seifert, No.

Excused: Bardanouve, Nilson, Nordtvedt, O'Connell, Pistoria.

Total 5

Absent or not voting: Harrington, R. Jensen.

Total 2

HJR 33 passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bachini, Brand, D. Brown, Daily, Farris.

Total 5

Excused: Bardanouve, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.

Total 6

Absent or not voting: None.

Total 0

Representative Waldron excused at this time.

SB 95 concurred in as follows:

Ayes: Abrams, Asay, Bertelsen, Bliss, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McBride, Marks, Mueller, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 58

Noes: Addy, Bachini, Bardanoue, Bengtson, Bergene, Brand, D. Brown, J. Brown, Daily, Donaldson, Dozier, Driscoll, Eudaily, Farris, Harper, Harrington, Hemstad, Howe, J. Jensen, Keenan, Kitselman, Lory, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Yardley.

Total 42

Paired: Ernst, Hanson, Harp, Mueller, Pistoria, Ramirez, Seifert, Ayes; Bardanoue, Menahan, Nilson, Nordtvedt, O'Connell, Vincent, Waldron, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Waldron present at this time.

SB 159 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Mueller, Nordtvedt, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 58

Noes: Addy, Bardanoue, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hansen, Harper, Harrington, Hart, J. Jensen, R. Jensen, Kadas, Keenan, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 40

Paired: Fagg, Holliday, Nordtvedt, Seifert, Shontz, Ayes; Bardanoue, Keenan, Menahan, Nilson, O'Connell, Noes.

Excused: Pistoria.

Total 1

Absent or not voting: Zabrocki.

Total 1

HB 447 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 90

Noes: D. Brown, Ellerd, Menahan, Sales.
Total 4

Excused: Bardanouve, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.
Total 6

Absent or not voting: None.
Total 0

Representatives Bengtson, Hemstad, and Jones excused at this time.

MOTIONS

Representative Winslow moved that the House reconsider its action adopting the adverse committee report on SB 327 this day. Motion failed as follows:

Ayes: Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Ernst, Eudaily, Hammond, Hand, Hansen, Hanson, Harp, Iverson, Keyser, Kitselman, Koehnke, Lory, Miller, Mueller, Neuman, Peck, Phillips, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Winslow, Zabrocki.
Total 43

Noes: Abrams, Addy, Brand, D. Brown, Connelly, Darko, Driscoll, Ellerd, Ellison, Farris, Hannah, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Quilici, Ramirez, Ream, Roush, Shontz, Spaeth, Stobie, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.
Total 44

Excused: Bardanouve, Bengtson, Hemstad, Jones, Nilson, Nordtvedt, O'Connell, Pistoria, Seifert.
Total 9

Absent or not voting: Daily, Fabrega, Fagg, Howe.
Total 4

Representative Vincent moved that the House adjourn until 9:00 a.m., March 26, 1983.

Motion carried.

House adjourned at 10:35 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

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OF THE
Forty-Eighth Legislature
OF THE
STATE OF MONTANA
VOLUME III

**Held in Helena, the Seat of Government
Commencing in Regular Session January 3, 1983
and Ending April 21, 1983**

Daniel Kemmis
Speaker of the House

Jo Ann F. Owens
Chief Clerk of the House

Rose Munger
Journal Clerk

Rachel Thompson
Asst. Journal Clerk

Patricia Small
Data Entry Clerk

**PUBLISHED BY
THE MONTANA LEGISLATIVE COUNCIL**

MONTANA LEGISLATIVE COUNCIL
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SIXTY-NINTH LEGISLATIVE DAY

Helena, Montana
March 26, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by Representative Addy. Pledge of Allegiance to the Flag.

Roll call. All members present except Committee on Appropriations, Committee on Labor, Committee on State Administration, Bergene, Nordtvedt, Seifert, excused. Quorum present.

SPECIAL ORDERS OF THE DAY

The Cutbank High School choir sang for the members of the House.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 3/26/83
Correctly printed: HB 435.
Considered correctly engrossed: HB 858. 3/25/83

BILLS (Menahan, Chairman): 3/25/83

Correctly printed: HB 893, HB 908.

Correctly enrolled: HB 96, HB 420, HB 455, HB 459, HB 467,
HB 513, HB 651, HB 671, HB 687, HB 699, HB 822.

Examined by the sponsor (Driscoll) and found to be correct: HB 455.

Examined by the sponsor (Yardley) and found to be correct: HB 96.

Examined by the sponsor (J. Jensen) and found to be correct: HB 467.

Examined by the sponsor (Menahan) and found to be correct: HB 671,
HB 687.

Examined by the sponsor (Eudaily) and found to be correct: HB 651.

Examined by the sponsor (Dozier) and found to be correct: HB 420.

Examined by the sponsor (Pavlovich) and found to be correct: HB 513.

Examined by the sponsor (Hemstad) and found to be correct: HB 459.

Examined by the sponsor (Donaldson) and found to be correct: HB 822.
3/26/83

Examined by the sponsor (Winslow) and found to be correct: HB 699.

MESSAGES FROM THE OTHER HOUSE

House bills not concurred in and returned to the House: 3/25/83

HB 115, introduced by Waldron

HB 174, introduced by Harper

HB 356, introduced by Vincent, Kemmis, Fabrega, et al.

HB 386, introduced by Vincent, Winslow, Eck

HB 387, introduced by Vincent, Eck

HB 406, introduced by Smith, Jones, Stobie, et al.

HB 576, introduced by Lory, Eudaily, Fagg, et al.

HB 850, introduced by House Labor and Employment Relations Committee

MOTIONS

Representative Kitselman moved that the rules be temporarily suspended to allow for the introduction of a resolution. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Addy, Bardanouve, Bliss, Brand, Driscoll, Hammond, Hand, Harper, Holliday, McCormick, Menahan, Ryan, and Shontz excused at this time.

HB 418 - That HB 418, second reading copy, be amended as follows:

1. Page 3, line 9.

Following: "tax"

Insert: " , not to exceed \$42,000,000 for the biennium ending June 30, 1985,"

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harrington, Hemstad, Iverson, Jacobsen, Jones, Kemmis, Keyser, Kitselman, Lory, Marks, Miller, Mueller, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 47

Noes: Bachini, D. Brown, J. Brown, Daily, Darko, Dozier, Farris, Hansen, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, Manuel, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Quilici, Roush, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 34

Excused: Addy, Bardanouve, Bergene, Bliss, Brand, Driscoll, Hammond, Hand, Harper, Holliday, McCormick, Menahan, Nordtvedt, Ryan, Seifert, Shontz.

Total 16

Absent or not voting: Fagg, Harp, Underdal.

Total 3

Representatives Bardanouve, Bliss, Driscoll, Hammond, Hand, Harper, Holliday, and Menahan present at this time.

Representatives Bachini, Pistoria, Thoft, and Winslow excused at this time.

That HB 418, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Solberg, Spaeth, Stobie, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Ellerd, Hannah, Kitselman, Marks, Sales, Sands, Smith, Swift, Underdal.

Total 9

Excused: Addy, Bachini, Bergene, Brand, McCormick, Nordtvedt, Pistoria, Seifert, Shontz, Thoft, Winslow.

Total 11

Absent or not voting: Hansen.

Total 1

SB 21 - Representative Vincent moved that SB 21 be placed at the top of the board. Motion carried.

Representatives Addy, Bachini, McCormick, Pistoria, Thoft, and Winslow present at this time.

Representatives Ernst, Manuel, O'Connell, and Wallin excused at this time.

Representative Hansen moved that SB 21 be concurred in. Representative Kadas made a substitute motion that SB 21 be passed to the bottom of the board. The substitute motion carried.

HB 435 - That HB 435 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bergene, Brand, Ernst, Manuel, Nordtvedt, O'Connell, Seifert, Shontz, Wallin.

Total 9

Absent or not voting: None.

Total 0

Representatives Bardanouve, Pistoria, and Waldron excused at this time.

Representatives Bergene, Ernst, Manuel, and O'Connell present at this time.

HB 755 - That HB 755 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas,

Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Swift, Switzer, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 66

Noes: Abrams, Compton, Curtiss, Donaldson, Ellerd, Ernst, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Kitselman, Mueller, Roush, Ryan, Sales, Schultz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Winslow.

Total 25

Excused: Bardanouve, Brand, Nordtvedt, Pistoria, Seifert, Shontz, Waldron, Wallin.

Total 8

Absent or not voting: Vinger.

Total 1

Representatives Brand, Shontz, and Waldron present at this time.

HB 841 - That HB 841 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Zabrocki.

Total 85

Noes: Bertelsen, Bliss, Eudaily, Fabrega, Lory, Ramirez, Sales, Waldron, Yardley.

Total 9

Excused: Bardanouve, Nordtvedt, Pistoria, Seifert, Wallin.

Total 5

Absent or not voting: Harrington.

Total 1

Representative Waldron excused at this time.

HB 893 - That HB 893, second reading copy, be amended as follows:

1. Page 20, line 11.

Following: "(G)"

Insert: "if"

2. Page 20, line 12.

Following: "(H)"

Insert: "if"

Strike: "NOT"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Zabrocki.
Total 91

Noes: None.

Total 0

Excused: Bardanouve, Nordtvedt, Pistoria, Seifert, Waldron, Wallin.

Total 6

Absent or not voting: Keyser, Marks, Yardley.

Total 3

Representative Waldron present at this time.

Representatives Connelly, Hammond, Ryan, and Stobie excused at this time.

That HB 893, second reading copy, be further amended as follows:

1. Page 15, line 8.

Following: "transfer"

Insert: ", and an environmental impact statement has been completed under subsection (6) and submitted to the legislature for its review"

2. Page 15, lines 9 through 14.

Strike: subsection (8) in its entirety

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley.
Total 74

Noes: Addy, Bachini, Brand, Darko, Farris, Hanson, Harper, Howe, J. Jensen, Lory, McBride, Neuman, Ream, Saunders, Schye, Zabrocki.
Total 16

Excused: Bardanouve, Connelly, Hammond, Nordtvedt, Pistoria, Ryan, Seifert, Stobie, Wallin.

Total 9

Absent or not voting: Fagg.

Total 1

Representatives Bardanouve, Connelly, Hammond, and Stobie present at this time.

Representatives Harp, McCormick, Pavlovich, and Waldron excused at this time.

That HB 893, second reading copy, be further amended as follows:

1. Page 17.

Strike: line 11 through "5]" on line 14

Insert: "The use of water for slurry transport of coal is not a beneficial use of water except upon affirmation by the legislature of the findings and determinations of the department made under 85-2-311"

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Hand, Hannah, Hansen, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 46

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Saunders, Schultz, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Paired: Holliday, Aye; Waldron, No.

Excused: Harp, McCormick, Nordtvedt, Pavlovich, Pistoria, Seifert, Wallin.

Total 7

Absent or not voting: D. Brown, Fagg.

Total 2

Representatives Harp, McCormick, Pavlovich, and Wallin present at this time.

Representatives Donaldson, Dozier, Eudaily, Hand, Nilson, Peck, Ryan, and Thoft excused at this time.

Representative Neuman moved that HB 893, as amended, do pass. Representative Harper made a substitute motion that HB 893, as amended, do not pass. The substitute motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Driscoll, Ernst, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, O'Connell, Peck, Quilici, Ramirez, Ream, Saunders, Schultz, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Noes: Abrams, Asay, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hannah, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Miller, Neuman, Pavlovich, Phillips, Pistoria, Roush, Ryan, Sales,

Sands, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 45

Paired: Addy, Darko, Harper, Kemmis, Nordtvedt, Peck, Ream, Vincent, Waldron, Ayes; Donaldson, Eudaily, Hannah, Holliday, Pistoria, Ryan, Seifert, Swift, Thoft, Noes.

Excused: Dozier, Hand, Nilson.

Total 3

Absent or not voting: Vinger.

Total 1

Representatives D. Brown and Hammond excused at this time.

Representatives Hand, Pistoria, and Thoft present at this time.

HB 898 - That HB 898 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: D. Brown, Donaldson, Dozier, Eudaily, Hammond, Nilson, Nordtvedt, Peck, Ryan, Seifert, Waldron.

Total 11

Absent or not voting: Asay, J. Jensen, Kennerly.

Total 3

Representatives Driscoll, R. Jensen, Menahan, Mueller, and Neuman excused at this time.

HB 908 - That HB 908, second reading copy, be amended as follows:

1. Page 5, line 6.

Following: "designed"

Insert: "and intended"

2. Page 5, line 7.

Strike: "or capable of"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales,

Sands, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Marks.

Total 1

Excused: D. Brown, Donaldson, Dozier, Driscoll, Eudaily, Hammond, R. Jensen, Menahan, Mueller, Neuman, Nilson, Nordtvedt, Peck, Ryan, Seifert, Waldron.

Total 16

Absent or not voting: Asay, J. Jensen, Kennerly, Ream, Schye, Vincent.

Total 6

Representatives Compton and Quilici excused at this time.

Representatives Driscoll, Hammond, Menahan, Neuman, Peck, Ryan, and Waldron present at this time.

That HB 908, second reading copy, be further amended. Amendment failed as follows:

Ayes: Abrams, Asay, Bliss, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Fagg, Hannah, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Miller, Neuman, Phillips, Roush, Ryan, Sales, Sands, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 40

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, Menahan, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 47

Excused: D. Brown, Compton, Donaldson, Dozier, Eudaily, R. Jensen, Mueller, Nilson, Nordtvedt, Quilici, Seifert.

Total 11

Absent or not voting: Kennerly, Schultz.

Total 2

Representative Bengtson excused at this time.

Representatives Compton, Donaldson, Mueller, and Quilici present at this time.

That HB 908, as amended, do pass. Motion carried as follows:

Ayes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bachini, Brand, Ellerd, Hand, McCormick, Pavlovich, Ryan, Solberg, Stobie, Underdal.

Total 10

Excused: Bengtson, D. Brown, Dozier, Eudaily, R. Jensen, Nilson, Nordtvedt, Seifert.

Total 8

Absent or not voting: Abrams, Kennerly.

Total 2

HJR 36 - Representative Vincent moved that consideration on HJR 36 be passed for the day. Motion carried.

Representative R. Jensen present at this time.

Representatives Bachini, Driscoll, and the Committee on Appropriations excused at this time.

SB 40 - That SB 40 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, Menahan, Metcalf, Mueller, Neuman, Nisbet, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 59

Noes: Brand, Darko, Hammond, J. Jensen, McBride, Peck, Saunders, Schye.

Total 8

Excused: Bachini, Bardanouve, Bengtson, D. Brown, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hand, Hannah, Harper, Jones, Lory, McCormick, Manuel, Miller, Nilson, Nordtvedt, Pavlovich, Roush, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Williams, Winslow.

Total 29

Absent or not voting: Addy, Fagg, Kennerly, Marks.

Total 4

Representatives Addy, Brand, J. Brown, Connelly, Ellerd, Hemstad, R. Jensen, Peck, and Quilici excused at this time.

Representative Harper present at this time.

SB 84 - That SB 84, third reading copy, be amended as follows:

1. Page 3, line 3.

Strike: "(1)"

2. Page 3, line 12.

Following: "move"

Strike: "or within 10 days upon receipt of the written notice of the move, whichever time comes sooner"

3. Page 3, lines 13 through 21.

Strike: subsection (2) in its entirety

Amendment passed as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Darko, Devlin, Ellison, Ernst, Fabrega, Fagg, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Mueller, Neuman, Nisbet, O'Connell, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 60

Noes: Ryan.

Total 1

Excused: Addy, Bachini, Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Farris, Hand, Hannah, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Miller, Nilson, Nordtvedt, Pavlovich, Peck, Quilici, Roush, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Williams, Winslow.

Total 37

Absent or not voting: Kennerly, Veleber.

Total 2

Representatives Addy, Bachini, Driscoll, Ellerd, Farris, Hand, Hannah, Jones, Miller, and Smith present at this time.

Representatives Harper and Menahan excused at this time.

That SB 84, third reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Compton, Daily, Darko, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harrington, Hart, Howe, Iverson, J. Jensen, Kadas, Kemmis, Keyser, Koehnke, McBride, Miller, Neuman, Nisbet, O'Connell, Pistoria, Ramirez, Ream, Sales, Sands, Spaeth, Switzer, Veleber, Zabrocki.

Total 34

Noes: Abrams, Asay, Bachini, Bergene, Bertelsen, Bliss, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Holliday, Jacobsen, Jones, Kitselman, Lybeck, Marks, Metcalf, Mueller, Phillips, Ryan, Saunders, Schultz, Schye, Smith, Solberg, Swift, Underdal, Vincent, Vinger, Wallin, Yardley.

Total 35

Excused: Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Donaldson, Dozier, Eudaily, Harper, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Pavlovich, Peck, Quilici, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Williams, Winslow.

Total 29

Absent or not voting: Keenan, Kennerly.

Total 2

Representatives Brand, J. Brown, Connelly, Harper, Pavlovich, and Williams present at this time.

Representative Sales excused at this time.

That SB 84, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst,

Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Addy, Brand, Driscoll, Fagg, Hansen, J. Jensen, Kennerly, Koehnke, Peck.

Total 9

Paired: Connelly, Roush, Ayes; Fagg, Peck, Noes.

Excused: Bardanouve, Bengtson, D. Brown, Donaldson, Dozier, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Quilici, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 22

Absent or not voting: Ramirez.

Total 1

Representatives Bergene, Connelly, Driscoll, Ernst, Hammond, Jones, Pistoria, Smith, and Wallin excused at this time.

SB 118 - That SB 118 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, J. Brown, Compton, Daily, Darko, Ellerd, Ellison, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Ramirez, Ream, Ryan, Sands, Saunders, Schye, Solberg, Spaeth, Underdal, Veleber, Vincent, Vinger, Williams, Zabrocki.

Total 57

Noes: Devlin, Harp, Howe, Kitselman, Mueller, Swift, Switzer.

Total 7

Excused: Bardanouve, Bengtson, Bergene, D. Brown, Connelly, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Hammond, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Pistoria, Quilici, Roush, Sales, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Wallin, Winslow.

Total 33

Absent or not voting: Curtiss, Schultz, Yardley.

Total 3

SB 155 - Representative Abrams moved that SB 155 be placed below SB 320. Motion carried.

Representatives Bergene, Driscoll, Pistoria, and Wallin present at this time.

Representatives Brand and Miller excused at this time.

SB 166 - That SB 166 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Curtiss, Daily, Darko, Driscoll, Ellerd, Fabrega, Farris, Hand, Hannah, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J.

Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, McBride, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schye, Spaeth, Swift, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 56

Noes: Compton, Devlin, Hanson, Keyser, Marks, Ryan, Schultz, Solberg, Switzer, Underdal.

Total 10

Paired: Miller, Aye; Marks, No.

Excused: Bardanouve, Bengtson, Brand, D. Brown, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hammond, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Roush, Sales, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Winslow.
Total 30

Absent or not voting: Ellison, Fagg, Hansen, Lybeck.

Total 4

Representatives Bliss, Driscoll, and Ellerd excused at this time.

Representatives Hammond and Miller present at this time.

SB 201 - That SB 201 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 63

Noes: Farris.

Total 1

Excused: Bardanouve, Bengtson, Bliss, Brand, D. Brown, Connelly, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Roush, Sales, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Winslow.
Total 32

Absent or not voting: Ellison, Hansen, Hart, Lybeck.

Total 4

Representatives Bliss, Driscoll, and Ellerd present at this time.

Representative Neuman excused at this time.

SB 214 - That SB 214 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 66

Noes: Switzer.

Total 1

Excused: Bardanouve, Bengtson, Brand, D. Brown, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Menahan, Neuman, Nilson, Nordtvedt, Peck, Quilici, Roush, Sales, Seifert, Shontz, Smith, Stobie, Thoft, Waldron, Winslow.

Total 30

Absent or not voting: Hansen, J. Jensen, Yardley.

Total 3

Representatives D. Brown, Jones, Neuman, and Smith present at this time.

SB 286 - That SB 286 be concurred in. Motion failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Wallin.

Total 33

Noes: Abrams, Addy, Bachini, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 46

Paired: Hannah, Jones, Marks, Smith, Swift, Ayes; Connelly, Dozier, Nilson, Quilici, Roush, Noes.

Excused: Bardanouve, Bengtson, Brand, Donaldson, Ernst, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nordtvedt, Peck, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 21

Absent or not voting: None.

Total 0

Representative Compton excused at this time.

That SB 286 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 46

Noes: Asay, Bliss, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, Harp, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Smith, Solberg, Swift, Switzer, Underdal, Vinger, Wallin.

Total 32

Paired: Connelly, Dozier, Nilson, Quilici, Roush, Ayes; Hannah, Jones, Marks, Smith, Swift, Noes.

Excused: Bardanouve, Bengtson, Brand, Compton, Donaldson, Ernst, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nordtvedt, Peck, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 22

Absent or not voting: None.
Total 0

Representatives Driscoll, Nilson, and O'Connell excused at this time.
Representative Compton present at this time.

SB 289 - That SB 289 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Ellerd, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 66

Noes: Curtiss.
Total 1

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, O'Connell, Peck, Quilici, Roush, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 28

Absent or not voting: Abrams, Ellison, Fagg, Harrington, Underdal.
Total 5

Representative Driscoll present at this time.

SB 316 - Representative Neuman moved that SB 316 be placed below SB 21. Motion carried.

Representative Neuman excused at this time.

SB 320 - That SB 320 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Daily, Darko, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Saunders, Schultz, Schye, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 58

Noes: Compton, Curtiss, Devlin, Ellerd, Hannah, Jones, Marks, Ramirez, Ryan, Sands, Smith, Solberg, Underdal.
Total 13

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Neuman, Nilson, Nordtvedt, Peck, Quilici, Roush, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 27

Absent or not voting: Abrams, Ellison.
Total 2

SB 155 - Representative Abrams moved that SB 155 be placed below SB 316. Motion carried.

Representatives Bergene, Ellerd, Hannah, Jones, and Ramirez excused at this time.

Representative Neuman present at this time.

SB 335 - That SB 335, third reading copy, be amended as follows:

1. Page 3, line 25.

Following: "part 1."

Insert: "Section 5. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.
Total 66

Noes: None.
Total 0

Excused: Bardanouve, Bengtson, Bergene, Brand, Connelly, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Hannah, Hemstad, R. Jensen, Jones, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Sales, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.
Total 31

Absent or not voting: Ellison, Kemmis, Yardley.
Total 3

Representative D. Brown excused at this time.

Representatives Ellerd, Hannah, Jones, and Sales present at this time.

That SB 335, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 68

Noes: Hannah, Ryan, Sales, Solberg.

Total 4

Excused: Bardanouve, Bengtson, Bergene, Brand, D. Brown, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hemstad, R. Jensen, Lory, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 28

Absent or not voting: None.

Total 0

SB 378 - Representative Driscoll moved that SB 378, third reading copy, be amended. Representative Fagg made a substitute motion that consideration on SB 378 be passed for the day. The substitute motion carried.

Representatives Brand, D. Brown, and McCormick present at this time.

Representatives Hannah and Miller excused at this time.

SB 391 - That SB 391 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Daily, Darko, Driscoll, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Pistoria, Ream, Sands, Schultz, Schye, Smith, Spaeth, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 57

Noes: Bliss, Compton, Curtiss, Devlin, Ellerd, Hannah, Hanson, Jacobsen, Phillips, Ryan, Sales, Solberg, Swift, Switzer, Vinger.

Total 15

Paired: J. Jensen, Aye; Hannah, No.

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hemstad, R. Jensen, Lory, Manuel, Menahan, Miller, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 26

Absent or not voting: Abrams, Saunders.

Total 2

Representative Miller present at this time.

Representative J. Jensen excused at this time.

SB 402 - That SB 402 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 66

Noes: Harp, Jones, Solberg, Underdal.

Total 4

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 27

Absent or not voting: Asay, Fabrega, Harrington.

Total 3

Representatives Bliss, McBride, Miller, and Neuman excused at this time.

SB 410 - That SB 410, third reading copy, be amended as follows:

1. Statement of intent, lines 10 and 11.

Strike: "establish minimum equipment requirements for licenses;"

2. Statement of intent, line 12.

Following: "evaluation"

Insert: "of disposal sites"

3. Statement of intent, line 13.

Following: "septage"

Insert: "in accordance with the provisions of the bill"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McCormick, Marks, Metcalf, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sales, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 60

Noes: Hansen, Harp.

Total 2

Excused: Bardanouve, Bengtson, Bergene, Bliss, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, McBride, Manuel, Menahan, Miller, Neuman, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 31

Absent or not voting: Asay, Harrington, Kemmis, Kitselman, Sands, Saunders, Switzer.

Total 7

Representative Bliss present at this time.

Representative Jones excused at this time.

That SB 410, third reading copy, be further amended as follows:

1. Title, lines 8 and 9.

Strike: "AND INCREASING THE LICENSING FEE"

2. Title, lines 11 and 12.

Strike: "CIVIL AND"

3. Page 2, line 23.

Strike: "and"

Insert: "but not"

4. Page 2, line 24.

Following: ".,"

Insert: "and"

5. Page 2, line 25 through line 4, page 3.

Strike: subsections (2) and (3) in their entirety

Renumber: subsequent subsections

6. Page 3, line 17.

Following: ".,"

Insert: "and"

7. Page 3, lines 19 and 20.

Strike: subsection (3) in its entirety

8. Page 4, lines 1 through 9.

Strike: subsections (4) and (5) in their entirety

Renumber: subsequent subsections

9. Page 4, line 23.

Strike: "\$50"

Insert: "\$25"

10. Page 6, lines 15 through 18.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Metcalf, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 64

Noes: Switzer.

Total 1

Excused: Bardanouve, Bengtson, Bergene, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Jones, Lory, McBride, Manuel, Menahan, Miller, Neuman, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 31

Absent or not voting: Asay, Fagg, Harrington, Kemmis.

Total 4

Representatives Jones and Miller present at this time.

Representative D. Brown excused at this time.

That SB 410, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Brand, J. Brown, Daily, Darko, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Hart, Holliday, Howe, Kadas,

Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McCormick, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Pistoria, Ream, Saunders, Solberg, Spaeth, Underdal, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 39

Noes: Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Fabrega, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, Jones, Keyser, Kitselman, Marks, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Stobie, Swift, Switzer, Vinger, Wallin.

Total 34

Paired: J. Brown, Hansen, Jones, Lybeck, Ayes; Hannah, Ramirez, Seifert, Stobie, Noes.

Excused: Bardanouve, Bengtson, Bergene, D. Brown, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hemstad, J. Jensen, R. Jensen, Lory, McBride, Manuel, Menahan, Neuman, Nilson, Nordtvedt, Peck, Quilici, Roush, Shontz, Thoft, Waldron, Winslow.

Total 26

Absent or not voting: Harrington.

Total 1

Representatives D. Brown, Hannah, and Neuman present at this time.

Representative Harper excused at this time.

SB 436 - That SB 436, third reading copy, be amended as follows:

1. House State Administration amendments, dated 3/23/83.

Strike: amendments 6 through 12

Amendment passed as follows:

Ayes: Addy, Bergene, Bertelsen, D. Brown, J. Brown, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Howe, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Schultz, Schye, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Veleber, Williams, Zabrocki.

Total 57

Noes: Asay, Bachini, Bliss, Brand, Compton, Fagg, Hammond, Hand, Hannah, Holliday, Jacobsen, Koehnke, Lybeck, Sales, Sands, Saunders, Shontz, Solberg, Spaeth, Underdal, Vincent, Vinger, Wallin, Yardley.

Total 24

Paired: Bergene, Ernst, Harrington, Hemstad, Menahan, Quilici, Ramirez, Seifert, Stobie, Thoft, Ayes; Bliss, Brand, Hammond, Hannah, Holliday, Lybeck, Sales, Shontz, Spaeth, Vinger, Noes.

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Eudaily, Harper, J. Jensen, R. Jensen, Lory, McBride, Manuel, Nilson, Nordtvedt, Peck, Roush, Waldron, Winslow.

Total 18

Absent or not voting: Abrams.

Total 1

Representatives Bergene and Harper present at this time.

Representative Hannah excused at this time.

MONTANA LEGISLATIVE COUNCIL
LIBRARY

That SB 436, as amended, be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 68

Noes: Bachini, Jacobsen, Pistoria, Vinger.

Total 4

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, McBride, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 27

Absent or not voting: Abrams.

Total 1

Representatives Brand, Driscoll, and McCormick excused at this time.

SB 439 - That SB 439 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, Marks, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 61

Noes: Bachini, Harp, Jacobsen, Mueller, Solberg, Underdal, Vinger, Wallin.

Total 8

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, McBride, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 30

Absent or not voting: Abrams.

Total 1

Representatives Driscoll and McCormick present at this time.

SB 441 - That SB 441 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, J. Brown, Daily, Darko, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell,

Pavlovich, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 63

Noes: D. Brown, Compton, Curtiss, Devlin, Iverson, Jones, Keyser.

Total 7

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, McBride, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron, Winslow.

Total 28

Absent or not voting: Abrams, Hansen.

Total 2

Representative Brand present at this time.

Representative Vinger excused at this time.

SB 446 - That SB 446 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Ryan, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Wallin, Williams, Yardley.

Total 63

Noes: Curtiss, Jacobsen, Jones, Koehnke, Sales, Solberg, Underdal, Zabrocki.

Total 8

Excused: Bardanouve, Bengtson, Connelly, Donaldson, Dozier, Ernst, Eudaily, Hannah, Hemstad, J. Jensen, R. Jensen, Lory, McBride, Manuel, Menahan, Nilson, Nordtvedt, Peck, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Vinger, Waldron, Winslow.

Total 28

Absent or not voting: Abrams.

Total 1

Representatives Bengtson, Ernst, J. Jensen, Lory, Peck, Vinger, and Winslow present at this time.

Representatives Harper, McCormick, and Pistoria excused at this time.

SB 456 - Representative Sales moved that consideration on SB 456 be passed for the day. Motion carried as follows:

Ayes: Bengtson, Bliss, J. Brown, Compton, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Fagg, Hand, Hanson, Harp, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Phillips, Ryan, Sales, Schultz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Vincent, Wallin, Winslow.

Total 37

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, Darko, Fabrega, Farris, Hammond, Hansen, Harrington, Hart, Holliday, Jacobsen,

J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Ream, Saunders, Schye, Veleber, Vinger, Williams, Yardley, Zabrocki.

Total 35

Excused: Bardanouve, Connelly, Donaldson, Dozier, Eudaily, Hannah, Harper, Hemstad, R. Jensen, McBride, McCormick, Manuel, Menahan, Nilson, Nordtvedt, Pistoria, Quilici, Ramirez, Roush, Seifert, Shontz, Stobie, Thoft, Waldron.

Total 24

Absent or not voting: Abrams, Asay, Howe, Sands.

Total 4

Representatives Harper, McCormick, Pistoria, Roush, Shontz, and Stobie present at this time.

SB 266 - That SB 266 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Brand.

Total 1

Excused: Bardanouve, Connelly, Donaldson, Dozier, Eudaily, Hannah, Hemstad, R. Jensen, McBride, Manuel, Menahan, Nilson, Nordtvedt, Quilici, Ramirez, Seifert, Thoft, Waldron.

Total 18

Absent or not voting: Asay.

Total 1

Representatives Donaldson, J. Jensen, and McBride present at this time.

Representative J. Jensen excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (78-3)

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/26/83

Considered correctly engrossed: HB 898.

Signed by the Speaker at 2:50 p.m., 3/26/83: SB 185, SB 293, SB 354, SB 392, SB 425, SB 435.

Signed by the Speaker at 3:02 p.m., 3/26/83: SB 26, SB 173, SB 184, SB 204, SB 210, SB 221, SB 269, SB 278, SB 279, SB 294, SB 298, SB 319, SB 330, SB 336, SB 345, SB 382, SB 388, SB 404.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan,
Chairman): 3/26/83

Recommend that at the close of business March 26, 1983, the following employment be terminated:

Stacy Gonzalez.....	Page
Shawn Hatleberg.....	Page
Maya Farris.....	Page
Roberta Skierka.....	Page
Jo Dee Jacobsen.....	Page
Dawn McCarthy.....	Page
Kara Menahan.....	Page
Kathleen Zeiler.....	Page

Recommend that at the beginning of business March 28, 1983, the following be employed:

Michael Iverson.....	Page
Todd Butler.....	Page
Elizabeth Kvaalen.....	Page
Maureen Pavlovich.....	Page
Vadine Bosch.....	Page
Debbie Heath.....	Page
Dianne Dighans.....	Page
Mickey Quilici.....	Page
Roberta Jenkins.....	Page

STATE ADMINISTRATION (Brand, Chairman): 3/26/83

HB 920, introduced bill, be amended as follows:

1. Title, line 5.

Following: "PROVIDING FOR"

Insert: "A STATE LOTTERY BOARD,"

2. Title, line 6.

Following: "LOTTERY"

Insert: " , "

3. Page 1, line 15.

Following: line 15

Insert: "(1) "Board" means the state lottery board created by [section 3]."

4. Page 1, line 17.

Strike: "3"

Insert: "4"

5. Page 2.

Following: line 1

Insert: "NEW SECTION. Section 3. State lottery board — allocation — composition — compensation — quorum. (1) There is a state lottery board.

(2) The board consists of five members, who must reside in Montana. The members are appointed by the governor and confirmed by the senate.

(3) At least one member of the board must be an attorney admitted to the practice of law in Montana. At least one member of the board must be a certified public accountant licensed in Montana. At least one member of the board must have at least 5 years of experience as a law enforcement officer.

(4) After initial appointments, each board member shall be appointed to a 4-year term of office, and the terms must be staggered.

(5) The governor may remove a board member for good cause. The governor must fill any position on the board that becomes vacant for any reason within 30 days of the occurrence of the vacancy. The term of the member appointed to fill a vacancy runs to the end of the term of the member whose absence created the vacancy.

(6) The board shall choose one of its members as chairman.

(7) Three or more members constitute a quorum to do business, and action may be taken by a majority of a quorum.

(8) Board members are entitled to compensation, to be paid out of the state lottery fund, at the rate of \$100 for each day in which they are engaged in the performance of their duties and are entitled to travel, meals, and lodging expenses, to be paid out of the state lottery fund, as provided in Title 2, chapter 18, part 5.

(9) The board is allocated to the department of revenue for administrative purposes only, except that only subsections (1)(a), (2)(e), (3)(a), and (3)(b) of 2-15-121 apply to the board."

Renumber: subsequent sections

6. Page 2, lines 5 and 6.

Strike: "governor with the consent of the senate"

Insert: "board"

7. Page 2, line 6.

Strike: "governor"

Insert: "board"

8. Page 2, line 17.

Following: "lottery"

Insert: "after a study of other state lotteries and begin operation of games within 150 days after [the effective date of this act]"

9. Page 7, line 13.

Following: "."

Strike: lines 13 through 15

10. Page 14, line 18.

Strike: "6(9)"

Insert: "7(9)"

11. Page 14, line 19.

Strike: "6(11)"

Insert: "7(11)"

12. Page 14, line 22.

Strike: "7"

Insert: "8"

13. Page 14, line 24.

Strike: "11"

Insert: "12"

14. Page 14, line 25.

Strike: "12"

Insert: "13"

15. Page 15, line 1.

Strike: "14"

Insert: "15"

16. Page 15, line 5 through line 15, page 19.

Strike: section 18 in its entirety

Insert: "NEW SECTION. Section 19. Sunset review. (1) The state lottery board created by [section 3] and the office of the director of the state lottery created by [section 4] terminate July 1, 1987.

(2) The legislative auditor shall conduct a performance audit of the board and the office of director of the state lottery under the provisions of Title 2, chapter 8, part 1, and report the results of the audit prior to the commencement of the legislative session of 1987."

17. Page 19, line 19.

Following: "through"

Strike: "17"

Insert: "18"

And, as amended, do pass. Report adopted.

MOTIONS

Representative Vincent moved that consideration on HJR 36 be passed until the 71st legislative day. Motion carried.

Representative Kitselman moved that his vote on Representative Connelly's amendment to HB 447, second reading on the 68th legislative day, be recorded as yes. Motion carried.

Representative Vincent moved that the journal be corrected to reflect Representative Metcalf's vote on HB 893 as yes. Motion carried.

Representative Driscoll moved that the conference committee on SB 69 be dissolved and the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 69. Motion carried.

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent,
Chairman): 3/26/83

HB 1, second reading copy, be amended as follows:

1. Page 2, line 13.

Following: line 12

Insert: "This appropriation may not be expended until the council is created pursuant to 2-15-122 to advise the department on the implementation and development of economic development programs authorized in Title 90, chapter 1, part 1."

2. Page 2, line 14.

Following: line 13

Insert: "The appropriation may not be expended until the council is created pursuant to 2-15-122 to advise the department on the application of scientific and technological research in the development and implementation of economic development programs authorized in Title 90, chapter 1, part 1."

3. Page 2, line 14.

Following: "Program"

Insert: ", as authorized by 90-1-102(5), (7) and 90-1-105(3)."

4. Page 2, line 15.

Strike: "466,441"
Insert: "446,441"

5. Page 2, line 17.

Following: "Organizations"

Insert: "as authorized by 90-1-102(8) and 90-1-105(4)."

Strike: "528,532"

Insert: "448,532"

6. Page 2, line 19.

Following: "~~Program~~"

Insert: "University Business Management Development Program
250,000"

7. Page 2, line 21.

Following: "Assistance"

Insert: "as authorized by 90-1-102(5) and subsections (2) and (5) of
90-1-105."

Strike: "318,806"

Insert: "238,806"

8. Page 2, line 23.

Following: "System"

Insert: "as authorized by subsections (2) and (4) of 90-1-102 and
90-1-107(1)."

9. Page 2, line 24.

Following: "Promotion"

Insert: "as amended by subsections (2), (3), and (6) of 90-1-105."

10. Page 2, line 25.

Following: "Promotion"

Insert: "as authorized by subsections (2), (5), and (6) of 90-1-105."

Strike: "1,785,064"

Insert: "1,695,064"

11. Page 3, line 3.

Following: "Board"

Insert: "as created in [HB 100 and HB 700]."

12. Page 3, line 6.

Following: line 5

Insert: "This appropriation is to serve as state match for federal job
training partnership act money under the displaced workers provi-
sions and to supplement economic development activities for new
and expanding business as authorized under the job training part-
nership act."

13. Page 3, line 9.

Adjust: totals accordingly

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent

HB 1

It is the intent of the legislature that all programs, councils, and com-
mittees authorized under [this act] shall give special attention and consid-
eration to those sectors of the economy and business which:

- enhance local ownership and control of businesses by Montana resi-
dents;

- provide jobs that will be substantially filled by current Montana residents as opposed to providing jobs that will be filled by nonresidents coming into the state to fill such jobs;
- maintain and improve a clean and healthful environment, with emphasis on conservation, renewable resources, and alternative energy production;
- benefit small and medium-sized businesses as defined by rules adopted by the economic development board;
- encourage or benefit the processing, refining, marketing, and innovative use and promotion of Montana's agricultural products;
- pay the prevailing wage for the occupation; and
- have demonstrable affirmative action plans for employing veterans, women, minorities, and handicapped people.

All committees and councils authorized or funded by this act shall hold public hearings across the state to explain their activities and listen to the concerns of the local citizenry. Prior public notice is required for all regular meetings, reports, etc.

The councils, committees, and programs established in [this act] shall reflect a balance of varying economic perspectives, actively investigate and seek out innovative economic development programs, and offer a diverse array of options and strategies for public comment before adopting recommendations.

It is the intent of the legislature that the Governor's Council on Economic Development will be created according to the provisions of 2-15-122, and that the council shall contain representatives from the following sectors of the economy: natural resources extraction and processing industries, small business, tourism, agriculture, education, conservationists, public interest, financial, professional, economic development, and organized labor. With regard to representatives of small business, particular emphasis shall be given to small manufacturing enterprises, businesses established around the general preferences listed below, and businesses with nontraditional ownership individuals, in particular women, low-income, and minorities. The council shall be broadly represented with no more than 2 representatives from each of the 10 sectors identified above, except that the small business sector shall be allocated 4 representatives. No more than 10 members may be residents of the same congressional district.

MOTIONS

Representative Brand moved that HB 920 be taken from printing and referred to the Committee on Appropriations. Motion carried.

Representative Vincent moved that the House adjourn until 9:00 a.m., March 28, 1983.

Motion carried.

House adjourned at 4:28 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTIETH LEGISLATIVE DAY

Helena, Montana
March 28, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Dozier, Fabrega, Hannah, Harrington, Phillips, Shontz, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the sixty-sixth and sixty-seventh legislative days, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 3/28/83

Correctly printed: HB 1, HB 920.

Considered correctly engrossed: HB 435, HB 755, HB 841.

Correctly engrossed: HB 418, HB 908.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (J. Brown, Vice-Chairman): 3/26/83

SB 20, be concurred in. Report adopted.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/26/83

SB 451, third reading copy, be amended as follows:

1. Title, line 4.

Strike: "CENTRALIZE"

Insert: "IMPROVE"

2. Title, line 6.

Strike: "SERVICES"

Insert: "MANAGEMENT IMPROVEMENT"

Strike: "TO REPLACE"

3. Title, lines 8 through 12.

Following: "~~COMMITTEE~~," on line 8

Strike: remainder of line 8 through "2-4-102," on line 12

4. Title, lines 12 through 14.

Strike: "5-11-105," on line 12 through line 14

5. Title, lines 16 through 18.

Following: "~~5-13-203~~," on line 16

Strike: remainder of line 16 through "THROUGH" on line 18

6. Title, line 18.

Strike: "5-18-110, and 90-4-303,"

7. Title, line 19.

Strike: "MCA"

Strike: "IMMEDIATE"

Strike: "FOR A PORTION"

8. Title, line 20.

Strike: "OF THE ACT"

Insert: "AND TERMINATION DATE"

9. Page 1, line 22.

Strike: everything following the enacting clause

Insert: "Section 1. Legislative management improvement committee — establishment — membership. (1) There is a legislative management improvement committee.

(2) The committee consists of the president and minority leader of the senate, the chairman and senior minority member of the senate committee on legislative administration, the speaker and minority leader of the house of representatives, the chairman and senior minority member of the house committee on legislative administration, and the chairman and vice chairman of the legislative council, legislative audit committee, legislative finance committee, and the environmental quality council. If the chairman or vice-chairman of one of the permanent legislative agencies sits on the legislative management improvement committee by virtue of holding one of the legislative offices listed, the members of the permanent legislative agency shall select one of their members of the same political party to serve on the committee.

(3) The committee shall elect one of its members as chairman and such other officers as it considers necessary.

Section 2. Duties of the legislative management improvement committee. (1) The legislative management improvement committee shall develop:

(a) a plan for the provision of uniform personnel policies among the legislative agencies including procedures which result in equitable compensation for legislative employees;

(b) a plan for uniform development and submission of budget proposals for the legislative branch; and

(c) plans or recommendations considered appropriate by the committee for improving coordination, efficiency, and effectiveness of the legislature and its staff services.

(2) The committee shall submit recommendations requiring changes in the rules of the legislature or statutes to the legislature for its approval prior to implementation.

Section 3. Duties of legislative agencies. The legislative council, legislative audit committee, legislative finance committee, and the environmental quality council shall cooperate with and assist the legislative management improvement committee in performing its duties.

Section 4. Legislative management improvement committee — compensation and expenses. Members of the legislative management improvement committee are entitled to compensation and expenses as provided in 5-2-302 for their work on the committee. Leadership members of the committee shall be paid from money available in the appropriation to the legislature for leadership travel. Legislative agency members of the committee shall be paid from money appropriated to the several agencies.

Section 5. Effective date and termination date. This act is effective July 1, 1983 and terminates April 20, 1985."

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/26/83, requested the return of the following House bills for further consideration:

HB 356, introduced by Vincent, Kemmis, Fabrega, et al.

HB 576, introduced by Lory, Eudaily, Fagg, et al.

MOTIONS

Representatives Phillips and Shontz excused at this time.

Representative Neuman moved that the House reconsider its do not pass action on HB 893, second reading on the 69th legislative day. Representative Williams made a substitute motion that Representative Neuman's motion be laid on the table. The substitute motion failed as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, Connelly, Darko, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hansen, Hanson, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Lory, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Saunders, Schye, Smith, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 48

Noes: Abrams, Asay, Bardanouve, Bengtson, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hand, Hannah, Harp, Hemstad, Holliday, Iverson, Jacobsen, Keyser, Kitselman, Koehnke, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Roush, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 50

Paired: Dozier, Harrington, Hart, Metcalf, Ramirez, Ayes; Fabrega, Hannah, Holliday, Neuman, Phillips, Noes.

Excused: Daily, Shontz.

Total 2

Absent or not voting: None.

Total 0

Representatives Donaldson and Veleber excused at this time.

Representative Dozier present at this time.

Representative Neuman's motion that the House reconsider its action carried as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Miller, Mueller, Neuman, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 52

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, Connelly, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly,

McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 46

Paired: Asay, Donaldson, Fabrega, Hannah, Kitselman, Phillips, Vinger, Ayes; Harrington, Hart, J. Jensen, Metcalf, Shontz, Veleber, Vincent, Noes.

Excused: Daily.

Total 1

Absent or not voting: Bardanouve.

Total 1

Representative Veleber present at this time.

Representative Neuman moved that HB 893 be placed at the top of the second reading board this day. Motion carried as follows:

Ayes: Abrams, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Holliday, Iverson, Jacobsen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Marks, Manuel, Miller, Mueller, Neuman, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Mr. Speaker.
Total 47

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Howe, J. Jensen, R. Jensen, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Ream, Saunders, Veleber, Waldron, Williams, Yardley, Zabrocki.
Total 41

Excused: Daily, Donaldson, Fabrega, Hannah, Harrington, Phillips, Shontz.
Total 7

Absent or not voting: Asay, Bardanouve, Hemstad, Lory, Quilici.
Total 5

Representative Vincent moved that the House accede to the request of the Senate to return HB 356 for further consideration. Motion carried.

Representative Ellerd moved that HB 22 be taken from the Committee on State Administration and referred to the Appropriations Long Range Building Subcommittee. Motion carried.

Representatives Donaldson, Hannah, and Harrington present at this time.

Representative Vincent moved that HB 649 be taken from the Committee on Taxation, printed and placed on second reading this day. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Ellerd, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sales, Sands, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Zabrocki, Mr. Speaker.

Total 51

Noes: Abrams, Asay, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hannah, Hansen, Harp, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Marks, Manuel, Mueller, Neuman, Ramirez, Ryan, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Winslow, Yardley.

Total 43

Excused: Daily, Fabrega, Phillips, Shontz.

Total 4

Absent or not voting: Bardanouve, Menahan.

Total 2

Representative Harrington moved that the House accede to the request of the Senate to return HJR 11 for further consideration. Motion carried.

Representative Lory moved that the House accede to the request of the Senate to return HB 576 for further consideration. Motion carried.

Representatives Phillips and Shontz present at this time.

Representative Marks moved that SB 426 be taken from the Committee on Appropriations and placed on second reading this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HJR 38, introduced by Bardanouve, Marks, Turnage. Referred to Committee on Human Services.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/28/83

Correctly enrolled: HB 215, HB 384, HB 421, HB 491, HB 602, HB 603, HB 618, HB 795.

Examined by the sponsor (Ramirez) and found to be correct: HB 215.

Examined by the sponsor (Hammond) and found to be correct: HB 384.

Examined by the sponsor (Dozier) and found to be correct: HB 491.

Examined by the sponsor (Kitselman) and found to be correct: HB 602.

Examined by the sponsor (Peck) and found to be correct: HB 603.

Examined by the sponsor (Keyser) and found to be correct: HB 618.

Examined by the sponsor (Williams) and found to be correct: HB 795.

APPROPRIATIONS (Bardanouve, Chairman):

3/28/83

HB 597, do pass. Report adopted.

HB 692, do pass. Report adopted.

HB 793, do pass. Report adopted.

HB 909, do pass. Report adopted.

HB 920, do pass. Report adopted.

HB 922, do pass. Report adopted.

HB 924, do pass. Report adopted.

Representative Dozier excused at this time.

Representative Phillips and Shontz present at this time.

Adverse Committee Reports

HB 456 - Representative Waldron moved that the adverse committee report on HB 456 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bergene, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hannah, Hansen, Hanson, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Winslow, Mr. Speaker.
Total 65

Noes: Addy, Bengtson, Bertelsen, Brand, Connelly, Darko, Farris, Hand, Harrington, Hemstad, Kadas, Keenan, Kennerly, Kitselman, McBride, McCormick, Menahan, Pavlovich, Pistoria, Saunders, Schye, Vinger, Yardley, Zabrocki.
Total 24

Excused: Daily, Dozier, Fabrega.
Total 3

Absent or not voting: Bardanouve, Fagg, Harp, J. Jensen, Nilson, Swift, Switzer, Williams.
Total 8

HB 518 - Representative Bardanouve moved that the adverse committee report on HB 518 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Mr. Speaker.
Total 75

Noes: Brand, D. Brown, Donaldson, Eudaily, Farris, Hammond, Jacobsen, Kennerly, Keyser, Kitselman, Lybeck, Metcalf, Pavlovich, Pistoria, Schultz, Yardley, Zabrocki.
Total 17

Excused: Daily, Dozier, Fabrega.
Total 3

Absent or not voting: Bardanouve, Fagg, Harp, J. Jensen, Nilson.
Total 5

Representative Dozier present at this time.

HB 610 - Representative Bardanouve moved that the adverse committee report on HB 610 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Nisbet,

Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 69

Noes: Asay, Bachini, Brand, D. Brown, Compton, Curtiss, Devlin, Dozier, Fagg, Farris, Hammond, Iverson, Jacobsen, Kennerly, Keyser, Kitselman, McCormick, Menahan, Miller, Pavlovich, Pistoria, Roush, Schultz, Solberg, Vinger, Zabrocki.

Total 26

Excused: Daily, Fabrega.

Total 2

Absent or not voting: Connelly, Harp, Nilson.

Total 3

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Daily and Fabrega excused at this time.

HB 893 - That HB 893, second reading copy, be amended as follows:

1. Page 15, line 8.

Following: "transfer"

Insert: ", and an environmental impact statement has been completed under subsection (6) and submitted to the legislature for its review"

2. Page 15, lines 9 through 14.

Strike: subsection (8) in its entirety

Amendment passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 73

Noes: Addy, Bachini, Brand, Connelly, Darko, Dozier, Farris, Hart, J. Jensen, McBride, McCormick, Metcalf, Nilson, Peck, Ream, Saunders, Schye, Veleber, Waldron.

Total 19

Excused: Daily, Fabrega.

Total 2

Absent or not voting: Bardanouve, Hanson, Kemmis, Miller, Pavlovich, Williams.

Total 6

Representative Daily present at this time.

Representative Nilson excused at this time.

Speaker Kemmis moved that HB 893 be placed below HB 1. Motion carried.

SB 378 - That SB 378, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, D. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Harrington, Hart, Hemstad, J. Jensen, Kadas, Keenan, Kennerly, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ream, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Zabrocki.

Total 34

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Holliday, Howe, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Mueller, Peck, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Yardley.

Total 59

Paired: Nilson, Aye; Holliday, No.

Excused: Fabrega.

Total 1

Absent or not voting: R. Jensen, Kemmis, Manuel, Neuman, Quilici, Winslow.

Total 6

That SB 378 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.

Total 94

Noes: Wallin.

Total 1

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: R. Jensen, Manuel, Winslow.

Total 3

Representatives Donaldson, Hannah, Harrington, and Ramirez excused at this time.

SB 456 - That SB 456, reference bill, be amended as follows:

1. Page 4, line 18.

Following: "(2)"

Strike: line 18 through "investments" on line 23

Insert: "In establishing such rate of return the commission may allow an increment of up to 2% added to the rate of return on common equity permitted on the utility's other investments"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Donaldson, Fabrega, Hannah, Harrington, Nilson, Ramirez.

Total 6

Absent or not voting: Bertelsen, Driscoll, Ellison, Ernst, R. Jensen, Jones, McCormick, Manuel, Nordtvedt, Pistoria, Roush, Schye, Thoft, Winslow.

Total 14

That SB 456, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 75

Noes: Ellerd, Jones, Ryan, Sales, Seifert, Smith, Stobie, Swift, Thoft, Underdal.

Total 10

Excused: Donaldson, Fabrega, Hannah, Harrington, Nilson, Ramirez.

Total 6

Absent or not voting: Bardanouve, Bertelsen, Ellison, Ernst, R. Jensen, McCormick, Manuel, Nordtvedt, Roush.

Total 9

Representatives Donaldson, Hannah, and Ramirez present at this time.

SB 287 - That SB 287 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: J. Brown, Daily, Devlin, Hannah, Hansen, Hemstad, Roush, Sales, Seifert, Swift.

Total 10

Excused: Fabrega, Harrington, Nilson.

Total 3

Absent or not voting: Bardanouve, Bertelsen, Ellison, Ernst, R. Jensen, Manuel, Nordtvedt, Stobie, Underdal.

Total 9

Representatives Donaldson and Shontz excused at this time.

Representative Harrington present at this time.

SB 318 - That SB 318 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Donaldson, Fabrega, Nilson, Shontz.

Total 4

Absent or not voting: Bardanouve, Bengtson, Ellison, R. Jensen, Manuel, Nordtvedt, Sands.

Total 7

Representatives Donaldson and Shontz present at this time.

SB 395 - That SB 395 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Koehnke,

Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Curtiss, Devlin, Ellison, Hannah, Hanson, Kitselman, Stobie, Switzer, Underdal, Vinger, Winslow.

Total 11

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Asay, Bardanouve, Hemstad, Kadas, Manuel, Nordtvedt, Waldron.

Total 7

SB 21 - That SB 21, third reading copy, be amended as follows:

1. Title, line 4.

Strike: "GENERAL"

2. Title, line 5.

Strike: "PURPOSE LOCAL GOVERNMENTS"

Insert: "COUNTIES AND MUNICIPALITIES"

3. Page 1, line 12.

Strike: "GENERAL PURPOSE local government"

Insert: "county or municipality"

4. Page 1, line 17.

Strike: "GENERAL PURPOSE local government"

Insert: "county or municipality"

5. Page 2, line 4.

Strike: "GENERAL PURPOSE LOCAL GOVERNMENT"

Insert: "county or municipality"

6. Page 2, line 7.

Strike: "GENERAL PURPOSE LOCAL GOVERNMENT"

Insert: "county or municipality"

7. Page 2, line 11.

Strike: "GENERAL PURPOSE LOCAL GOVERNMENT"

Insert: "county or municipality"

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Keenan, Kennerly, Koehnke, Lory, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Brand, Ellerd, Ellison, Hannah, Hanson, Jacobsen, Jones, Kitselman, Lybeck, Marks, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger.

Total 21

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Bardanouve, Hemstad, Kadas, Kemmis, Keyser, McCormick, Manuel, Nordtvedt, Schye.

Total 9

That SB 21, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Jacobsen, R. Jensen, Jones, Kitselman, Marks, Mueller, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 29

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Bardanouve, Darko, Hemstad, Keyser, Manuel, Nordtvedt.

Total 6

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Brand moved the adoption of the committee report. Report adopted. (88-4)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 418 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Compton, Ellerd, Fagg, Hannah, Kitselman, McCormick, Marks, Sales, Sands, Swift, Switzer, Underdal.

Total 12

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Bardanouve, Nordtvedt.

Total 2

HB 435 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Ellerd, R. Jensen, McCormick, Switzer.

Total 4

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 755 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bliss, Compton, Ellerd, Hannah, Hanson, R. Jensen, Jones, Mueller, Phillips, Roush, Ryan, Sales, Shontz, Smith, Stobie, Thoft, Underdal.

Total 17

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

HB 841 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, McBride, McCormick,

Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.
Total 88

Noes: Bardanouve, Bertelsen, Eudaily, Lory, Lybeck, Ramirez, Sales, Yardley.
Total 8

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: Ellison, Nordtvedt.
Total 2

HB 898 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 96

Noes: None.
Total 0

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: Keyser, Nordtvedt.
Total 2

HB 908 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 86

Noes: Bachini, Brand, Dozier, Ellerd, Neuman, Pavlovich, Ryan, Solberg, Stobie, Underdal, Vinger.
Total 11

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: Nordtvedt.

Total 1

SB 40 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 86

Noes: Addy, Bertelsen, Brand, Darko, Farris, Hammond, Harper, Peck, Ream, Saunders, Yardley.

Total 11

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

SB 84 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Driscoll, Fagg, Hansen, Hemstad, J. Jensen, Kennerly, Koehnke, Menahan.

Total 9

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

SB 118 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez,

Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Curtiss, Hand, Mueller, Sales, Swift, Thoft.

Total 6

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Bardanouve, Nordtvedt.

Total 2

SB 166 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Devlin, Ellison, Hanson, Keyser, Ryan, Solberg, Stobie.

Total 7

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

SB 201 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 91

Noes: Bachini, D. Brown, Farris, Hemstad, Peck, Zabrocki.

Total 6

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt.

Total 1

SB 214 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Nordtvedt, Ream.

Total 2

SB 286 failed to be concurred in as follows:

Ayes: Abrams, Asay, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Miller, Mueller, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Noes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 55

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 289 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer,

Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: Bliss, Brand, Neuman, Sales.
Total 4

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: None.
Total 0

SB 320 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 87

Noes: Curtiss, Ellerd, Hannah, Hanson, Jones, Ramirez, Ryan, Sales, Solberg, Stobie, Underdal.
Total 11

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: None.
Total 0

SB 335 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 91

Noes: Hannah, Ramirez, Ryan, Sales, Seifert, Solberg, Stobie.
Total 7

Excused: Fabrega, Nilson.
Total 2

Absent or not voting: None.
Total 0

SB 391 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bliss, Curtiss, Hannah, Hanson, Harp, Jacobsen, Koehnke, Phillips, Ryan, Sales, Solberg, Stobie, Vinger.

Total 13

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 402 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Harp, Howe, Jacobsen, Jones, Koehnke, Smith, Solberg, Stobie, Underdal.

Total 10

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 410 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Solberg, Spaeth, Swift, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 56

Noes: Asay, Bertelsen, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad,

Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Mueller, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 42

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 436 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bachini, D. Brown, Jacobsen, Peck, Pistoria, Shontz.

Total 6

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 439 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bachini, Brand, Hannah, Harp, Jacobsen, Koehnke, Mueller, Nordtvedt, Peck, Seifert, Solberg, Stobie, Underdal, Vinger, Wallin.

Total 15

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 441 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: D. Brown, Compton, Hannah, Iverson, Neuman.

Total 5

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 446 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, Curtiss, Jacobsen, Jones, Koehnke, Sales, Shontz, Smith, Solberg, Underdal, Vinger.

Total 11

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

SB 266 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/28/83

Examined by the sponsor (Thoft) and found to be correct: HB 421.

Delivered to the Governor for his approval at 9:55 a.m.,
3/28/83: HB 196, HB 425, HB 480, HB 519, HB 542, HB 617,
HB 629, HB 807, HB 857.

APPROPRIATIONS (Bardanoue, Chairman):

3/28/83

HB 114, second reading copy, be amended as follows:

1. Page 2, line 21.

Following: "fund"

Strike: "\$135,300"

Insert: "\$65,000 for the fiscal year ending June 30, 1984, and \$6,000
for the fiscal year ending June 30, 1985,"

And, as amended, do pass. Report adopted.

Adverse Committee Reports

APPROPRIATIONS (Bardanoue, Chairman):

3/28/83

HB 23, do not pass.

HB 120, do not pass.

HB 161, do not pass.

HB 217, do not pass.

HB 392, do not pass.

HB 407, do not pass.

HB 471, do not pass.

HB 476, do not pass.

HB 601, do not pass.

HB 624, do not pass.

HB 800, do not pass.

HB 911, do not pass.

HB 921, do not pass.

HB 407 - Representatives Driscoll, Keenan, Spaeth, Nordtvedt, Schye, Bachini, Jones, McBride, Farris, O'Connell, Darko, Saunders, Neuman, Hand, Connelly, Quilici, Menahan, Peck, Bardanoue, and Roush objected to the adverse committee report on HB 407, and requested that the bill be printed and placed on second reading. 3/28/83

MOTIONS

Representative Vincent moved that the House recess at 12:27 p.m.
Motion carried.

House reconvened at 2:15 p.m.

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Bardanoue, Chairman):

3/28/83

HB 153, introduced bill, be amended as follows:

1. Page 2, line 10.

Strike: "\$10,000"

Insert: "\$5,000"

And, as amended, do pass. Report adopted.

HB 334, introduced bill, be amended as follows:

1. Page 2, line 2.

Strike: "\$59,000"

Insert: "\$1,000"

And, as amended, do pass. Report adopted.

HB 400, introduced bill, be amended as follows:

1. Page 2, line 15.

Strike: "7"

Insert: "3"

2. Page 4, line 12.

Strike: "day"

Insert: "child"

And, as amended, do pass. Report adopted.

HB 405, introduced bill, be amended as follows:

1. Page 3, line 5.

Strike: "\$252,500"

Insert: "\$197,000"

And, as amended, do pass. Report adopted.

HB 613, introduced bill, be amended as follows:

1. Title, line 7.

Following: ".,"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 4.

Following: line 7

Insert: "NEW SECTION. Section 5. Appropriation. There is appropriated \$10 in fiscal year 1984 and \$10 in fiscal year 1985 for the subdivision review in the department of health and environmental sciences."

3. Page 4, line 9.

Strike: "4"

Insert: "5"

4. Page 4, line 12.

Strike: "4"

Insert: "5"

And, as amended, do pass. Report adopted.

HB 745, introduced bill, be amended as follows:

1. Page 1, line 15.

Strike: "\$100,000"

Insert: "\$500"

2. Page 1, line 23.

Strike: "\$50,000"

Insert: "\$500"

And, as amended, do pass. Report adopted.

HB 876, introduced bill, be amended as follows:

1. Page 3, line 1.

Strike: "\$250,000"

Insert: "\$1,000"

And, as amended, do pass. Report adopted.

TAXATION (Yardley, Chairman):

3/23/83

HJR 31, do pass. Report adopted.

Adverse Committee Report

HB 23 - Representatives Harper, Roush, Menahan, Peck, Bachini, Hemstad, Quilici, McCormick, Nisbet, Schye, Darko, Driscoll, Shontz, Pistoria, O'Connell, D. Brown, Harrington, Pavlovich, Daily, and Farris objected to the adverse committee report on HB 23, and requested that the bill be printed and placed on second reading.

3/28/83

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 28, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 200, 203, 207, 247, 269, 270, 324, 337, 436, 505, 556, 568, 696, and 766.

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

March 28, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 670, "AN ACT TO INCREASE THE FEES FOR LICENSING OF WEIGHING DEVICES AND TO PROVIDE A LATE RENEWAL FEE; AMENDING SECTION 30-12-102, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE" without my signature and recommend the attached amendments for the following reasons.

As passed Section 1(6) of HB 670 requires the payment of a late renewal fee before the July 1 due date. The amendment I am proposing

to Section 1(6), clarifies that the "late renewal fee" only becomes due after the July 1 renewal fee payment date has passed.

The other amendments conform language in the bill to the title and further provide that the weighing device may be placed back in service once the renewal fee and "late renewal fee" have been paid.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 670

1. Page 2, line 7.

Following: "(6)"

Strike: "An additional charge"

Insert: "A late renewal fee"

2. Page 2, line 10.

Following: "due."

Strike: "Any"

Insert: "In addition, any"

3. Page 2, lines 11 and 12.

Following: "section"

Strike: "and the late renewal fee by July 1 of that year"

Insert: "before July 1"

4. Page 2, line 14.

Following: "measures"

Insert: "until the renewal fee and late renewal fee are paid"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills indefinitely postponed and returned to the House: 3/26/83

HB 193, introduced by Pistoria, R. Manning, McCormick

HB 445, introduced by Ellerd, Vincent, Kitselman, et al.

HB 689, introduced by House State Administration Committee

HB 818, introduced by Bengtson, Towe

MOTIONS

Representative Fabrega present at this time.

Representative Vincent moved that the rules be temporarily suspended to allow the following unamended House bills to be placed on second reading this day without the second reading copy being printed: HB 597, HB 692, HB 793, HB 909, HB 920, HB 922, HB 924, HJR 31. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow all bills passing second reading this day to be placed on third reading this same day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Speaker Pro Tem Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading under the rules of the previous sitting, recommend as follows:

Representative Shontz excused at this time.

SB 316 - That SB 316 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Solberg, Spaeth, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams.

Total 76

Noes: Curtiss, Ellerd, Fagg, Hannah, Hanson, Jones, Kitselman, Miller, Mueller, Nordtvedt, Phillips, Ryan, Sales, Sands, Seifert, Smith, Stobie, Swift, Winslow, Yardley, Zabrocki.

Total 21

Excused: Nilson, Shontz.

Total 2

Absent or not voting: Thoft.

Total 1

Representative Vinger excused at this time.

Representative Shontz present at this time.

SB 155 - That SB 155 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hannah, Sands.

Total 2

Excused: Nilson, Vinger.

Total 2

Absent or not voting: Driscoll, Ellerd, Farris, Iverson, McCormick, Marks, Quilici, Thoft.

Total 8

HB 1 - That HB 1, second reading copy, be amended as follows:

1. Page 4, line 25.
Following: "Travel"

Strike: "and"

Insert: ",

Following: "Tourism"

Insert: ", and business"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 62

Noes: Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Jones, Keyser, Lory, Marks, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 31

Excused: Nilson, Vinger.

Total 2

Absent or not voting: Fagg, Iverson, R. Jensen, Pistoria, Solberg.

Total 5

That HB 1, second reading copy, be further amended as follows:

1. Page 5, line 5.

Following: "Program"

Insert: "4-year loan"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Hannah, Jones, Seifert, Smith, Stobie.

Total 5

Excused: Nilson, Vinger.

Total 2

Absent or not voting: Bardanouve, Fagg, Iverson, R. Jensen, Pistoria.

Total 5

Representative Fabrega excused at this time.

That HB 1, second reading copy, be further amended as follows:

1. Page 2, line 12.

Following: "Development"

Strike: "156,800"

Insert: "106,400"

2. Page 3, line 18.

Strike: "238,806"

Insert: "208,830"

3. Page 3, line 22.

Strike: "150,000"

4. Page 3, line 25.

Strike: "227,522"

5. Page 4, line 4.

Strike: "1,695,064"

Insert: "1,200,000"

6. Page 4, line 19.

Strike: "5,280,579"

Insert: "4,327,617"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Fabrega, Nilson, Vinger.

Total 3

Absent or not voting: Hannah, Howe, R. Jensen, Pavlovich.

Total 4

Representative Fabrega present at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bengtson, Bergene, Bliss, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 44

Noes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas,

Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 51

Excused: Nilson, Vinger.
Total 2

Absent or not voting: Asay, Compton, Manuel.
Total 3

Representatives Phillips and Shontz excused at this time.

That HB 1, second reading copy, be further amended as follows:

1. Statement of intent, page 3.

Following: line 5

Insert: "It is the intent of the legislature that technical and/or monetary assistance to local economic development organizations from the appropriation in this bill be made only upon verification by the department of commerce that the local economic development organization seeking assistance is:

- (1) in voluntary compliance with Montana's open meeting law;
- (2) making its financial records available for public inspection;
- (3) promulgating effective measures to fully disclose real or possible conflicts of interest on the part of its officers, members, and personnel;
- (4) encouraging public awareness and discussion of its activities, including opportunities for public participation and comment.

It is further the intent of the legislature that all monies appropriated under this act be spent in such a manner as to encourage and facilitate the broadest possible public participation in all phases of economic development."

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 59

Noes: Asay, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.
Total 33

Excused: Nilson, Phillips, Shontz, Vinger.
Total 4

Absent or not voting: Bardanoue, Iverson, Manuel, Winslow.
Total 4

Representatives Phillips, Shontz, and Vinger present at this time.

That HB 1, second reading copy, be further amended as follows:

1. Page 3.

Strike: lines 11 and 12

Adjust: totals accordingly

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, McBride, McCormick, Marks, Manuel, Miller, Mueller, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Addy, Bachini, Brand, Darko, Dozier, Ellerd, Fabrega, Farris, Hansen, Harrington, Keenan, Kemmis, Lory, Lybeck, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, Peck, Quilici, Sales, Saunders, Schye, Shontz, Vincent, Wallin.

Total 27

Excused: Nilson.

Total 1

Absent or not voting: Kennerly.

Total 1

Representatives Daily, Fagg, Harrington, and Shontz excused at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Iverson, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 39

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Excused: Daily, Fagg, Harrington, Nilson, Shontz.

Total 5

Absent or not voting: R. Jensen.

Total 1

Representatives Daily, Harrington, and Shontz present at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 57

Excused: Fagg, Nilson.

Total 2

Absent or not voting: Bardanouve.

Total 1

Representative Donaldson excused at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Eudaily, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 35

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 60

Excused: Donaldson, Fagg, Nilson.

Total 3

Absent or not voting: Wallin, Winslow.

Total 2

Representative Hannah excused at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert,

Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Yardley.

Total 36

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 56

Excused: Donaldson, Fagg, Hannah, Nilson.

Total 4

Absent or not voting: Bertelsen, Hanson, O'Connell, Winslow.

Total 4

Representatives Donaldson and Hannah present at this time.

That HB 1, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 58

Excused: Fagg, Nilson.

Total 2

Absent or not voting: None.

Total 0

That HB 1, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 73

Noes: Asay, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Marks, Nordtvedt, Ramirez,

Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 26

Paired: Fagg, Aye; Hannah, No.

Excused: Nilson.

Total 1

Absent or not voting: None.

Total 0

Representatives Dozier and Harrington excused at this time.

HB 893 - That HB 893, second reading copy, be amended as follows:

1. Page 20, line 11.

Following: "(G)"

Insert: "if"

2. Page 20, line 12.

Following: "(H)"

Insert: "if"

Strike: "NOT"

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Lory, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Addy, Bachini, Brand, Connelly, Darko, J. Jensen, Lybeck, McBride, Veleber.

Total 9

Excused: Dozier, Fagg, Harrington, Nilson.

Total 4

Absent or not voting: Bertelsen, Keenan, Koehnke, Menahan, O'Connell, Peck.

Total 6

That HB 893, second reading copy, be further amended as follows:

1. Page 17.

Strike: line 11 through "5" on line 14

Insert: "The use of water for slurry transport of coal is not a beneficial use of water except upon approval by the legislature of the findings of the department made under 85-2-311. For purposes of this subsection, the department shall not make a finding pursuant to 85-2-311(1)(d)"

2. Page 20, line 17.

Strike: "IS" through "PERMIT" on line 18

Insert: "may not be issued"

3. Page 20, line 18.
Strike: "AFFIRMS"
Insert: "approves"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Brand, J. Jensen, McCormick, Veleber.
Total 4

Excused: Dozier, Fagg, Harrington, Nilson.
Total 4

Absent or not voting: Bertelsen, Koehnke, Menahan.
Total 3

Representatives Dozier and Harrington present at this time.

That HB 893, second reading copy, be further amended as follows:

1. Page 15, line 8.
Following: "transfer"

Insert: " , and an environmental impact statement has been completed under subsection (6) and submitted to the legislature for its review"

2. Page 15, lines 9 through 14.
Strike: subsection (8) in its entirety

Amendment passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 52

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 47

Paired: Ellison, Aye; Nilson, No.

Excused: Fagg.

Total 1

Absent or not voting: None.

Total 0

Representative Menahan excused at this time.

Representative Neuman moved that HB 893, as amended, do pass.

Representative Harper made a substitute motion that HB 893, as amended, do not pass. The substitute motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 57

Noes: Abrams, Asay, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hand, Hannah, Hanson, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Keyser, Koehnke, Marks, Manuel, Miller, Mueller, Neuman, Phillips, Pistoria, Roush, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 43

Paired: Fagg, Menahan, Nilson, Ayes; Daily, Marks, Swift, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pro Tem Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Pro Tem Brand moved the adoption of the committee report. Report adopted. (83-14)

MOTIONS

Representative Vincent moved that the House recess at 7:05 p.m. Motion carried.

House reconvened at 7:25 p.m.

REPORTS OF STANDING COMMITTEES

Representative Fabrega excused at this time.

BILLS (Menahan, Chairman): 3/28/83
 Correctly printed: HB 114, HB 153, HB 187, HB 334, HB 400,
 HB 405, HB 613, HB 668, HB 745, HB 759, HB 876.
 Correctly enrolled: HB 706, HJR 21, HJR 22.

BILLS (J. Brown, Vice-Chairman): 3/28/83
 Correctly printed: HB 682, HB 815.
 Examined by the sponsor (Asay) and found to be correct: HB 706.
 Examined by the sponsor (Bengtson) and found to be correct: HJR 21,
 HJR 22.

3/28/83

APPROPRIATIONS (Bardanoue, Chairman):

HB 108, second reading copy, be amended as follows:

1. Page 1, line 13.

Following: "Section 1."

Strike: remainder of line 13 in its entirety

2. Page 1.

Strike: line 14 in its entirety

3. Page 1, line 15.

Following: "account"

Strike: "is allocated"

4. Page 1, line 13.

Following: "Section 1."

Insert: "Appropriation. There is appropriated \$1,000 for the biennium ending June 30, 1985."

And, as amended, do pass. Report adopted.

HB 187, introduced bill, be amended as follows:

1. Title, line 4.

Strike: "\$2"

2. Title, line 5.

Strike: "MILLION"

Insert: "A CONTINGENCY FUND OF \$300,000"

3. Title, line 6.

Strike: "EXISTING AREA COUNCILS ON AGING"

Insert: "IN-HOME SERVICES"

4. Page 1, line 10.

Following: "Appropriation."

Strike: remainder of line 10 through "fund." on line 14

Insert: "There is appropriated to the department of social and rehabilitation services from the general fund \$150,000 each fiscal year of the biennium ending June 30, 1985, for in-home services. No portion of this appropriation may be spent unless the appropriation in HB 898 does not result in \$300,000 for in-home services being available during the biennium. If the appropriation in HB 898 does not result in \$300,000 for in-home services only so much of the amount appropriated in this bill may be spent as is needed to supplement the amount appropriated in HB 898 to result in \$300,000 being available for in-home services."

5. Page 1, line 15.

Following: "services"

Strike: "through area councils on aging."

And, as amended, do pass. Report adopted.

HB 640, introduced bill, be amended as follows:

1. Title, line 1.

Strike: "ALL"

Insert: "\$300,000"

2. Title, line 2.

Strike: "MONEY"

Following: "TAX"

Strike: "FOR"

3. Title, line 6.

Strike: line 6 in its entirety

4. Title, line 7.

Strike: "IN 1983"

5. Page 1, line 17.

Following: "90-6-303(4),"

Strike: "all"

Insert: "\$300,000 of"

6. Page 1, line 24.

Following: "appropriated"

Strike: ", for the biennium ending June 30, 1983,"

Insert: "\$150,000 for fiscal year 1984 and \$150,000 for fiscal year 1985"

7. Page 2, line 12.

Following: "1984."

Strike: "Thirty percent of"

8. Page 2, lines 13 and 14.

Strike: lines 13 and 14 in their entirety

And, as amended, do pass. Report adopted.

HB 668, second reading copy, be amended as follows:

1. Page 2, line 16.

Strike: "\$50"

Insert: "\$60"

2. Page 2, line 17.

Strike: "\$4"

Insert: "\$4.50"

3. Page 2, line 18.

Strike: "\$6.50"

Insert: "\$7"

4. Page 2, line 19.

Strike: "\$12"

Insert: "\$8"

And, as amended, do pass. Report adopted.

HB 682, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: "fee"

Insert: "of \$35"

2. Page 1, lines 17 and 18.

Strike: lines 17 and 18 in their entirety

And, as amended, do pass. Report adopted.

HB 759, introduced bill, be amended as follows:

1. Page 1, line 12.

Strike: "\$723,000"

Insert: "\$289,000"

And, as amended, do pass. Report adopted.

HB 767, introduced bill, be amended as follows:

1. Page 1, line 14.

Following: "fund"

Insert: "as follows:"

2. Page 1, line 15.

Insert: "(1) facilities with 14 beds or less — \$50;"

3. Page 1, line 16.

Insert: "(2) facilities with 15 beds or more"

And, as amended, do pass. Report adopted.

HB 785, introduced bill, be amended as follows:

1. Title, lines 4 through 11.

Following: "AN ACT"

Strike: lines 4 through 11 in their entirety

Insert: "TO ESTABLISH A PLANNING FRAMEWORK FOR THE DEVELOPMENT OF A NATURAL RESOURCE INFORMATION SYSTEM AND TO ESTABLISH AN ONGOING MONTANA NATURAL HERITAGE PROGRAM; PROVIDING AN APPROPRIATION."

2. Pages 1 through 9.

Strike: everything following the enacting clause

Insert: "Section 1. Purpose. It is the purpose of [sections 1 through 9] to establish a planning framework for the development of a natural resource information system and to establish an ongoing Montana natural heritage program.

Section 2. Definitions. As used in [sections 1 through 8], the following definitions apply:

(1) "Committee" means the natural resource data system advisory committee created by [section 3].

(2) "Department" means the department of administration created by 2-15-1001.

(3) "Natural heritage program" means a program of information acquisition, storage, and retrieval for data relating to the flora, fauna, and biological community types of Montana.

(4) "Principal data source agencies" means any of the following state agencies: the department of natural resources and conservation, the department of fish, wildlife, and parks, the department of state lands, the department of health and environmental sciences, the department of agriculture, the department of highways, the state historical society, and the Montana university system.

Section 3. Natural resource data system advisory committee. (1) There is a natural resource data system advisory committee consisting of an employee of the environmental quality council and of each principal data source agency appointed by the head of the respective state agency, and by the board of regents of higher education for the Montana university system.

(2) The committee shall examine the following matters and make recommendations to the department head concerning:

(a) criteria for the categories and types of data to be collected for a natural resource information system;

(b) criteria for the format of data collection;

- (c) identification of existing sources of relevant data in the public sector;
- (d) identification of data acquisition, storage, and retrieval methodologies that are economical and efficient, that minimize or eliminate the duplication of data bases, and that utilize computer networking;
- (e) probable costs to agencies furnishing required data and probable costs of managing the data;
- (f) probable benefits to be realized by the establishment of a natural resource information system;
- (g) operation of the Montana natural heritage program; and
- (h) other items the committee considers of importance to the establishment of a natural resource information system.

(3) The department shall provide staff support to the committee, within the limits of the department's available resources.

(4) Committee members while engaged in committee business are entitled to be reimbursed for travel expenses as provided for in 2-18-501 through 2-18-503. These expenses shall be borne by the agency employing the member. Each member serves at the pleasure of the respective appointing authority. The committee shall establish its own format for the conduct of meetings.

Section 4. Natural resource information system. (1) The department, in consultation with the committee, shall establish a planning framework for the implementation of a natural resource information system. This system is to be a comprehensive program for the acquisition, storage, and retrieval of existing data relating to the natural resources of Montana.

(2) The department shall give attention to the factors listed in subsection (2) of [section 3] and shall prepare any legislation necessary to implement the system.

(3) It is not intended that the system shall require fieldwork or literature searches to produce data. The system is intended to facilitate the management of data collected by state agencies in the normal course of their operations.

Section 5. Natural heritage program. (1) There is a Montana natural heritage program to be operated by the department. In order to establish the program, the department may contract with an independent contractor for a period not to exceed 2 years.

(2) The Montana natural heritage program shall be designed to be compatible with similar programs in other states. This program is to be an initial step in the formulation of the comprehensive natural resource information system referred to in [section 4] and is to be considered a part of the system.

Section 6. Interagency cooperation. (1) State agencies shall cooperate with the department and the committee in the planning of the natural resource information system.

(2) Within the limits of available resources, state agencies shall provide data requested by the department for purposes of the Montana natural heritage program. If an agency does not possess

requested data or is unable to locate requested data, the agency shall inform the department. It is not necessary for an agency to conduct fieldwork or literature searches to obtain requested data.

Section 7. Availability of information. (1) Except as provided in subsection (3), the department shall make information from the natural resource information system available to local, state, and federal agencies and to the general public.

(2) The department may establish a fee system for information requests in order to cover the costs of providing requested information.

(3) If necessary, the department shall establish procedures to protect confidential information in the possession of state agencies.

Section 8. Environmental quality council to monitor activities of department and committee. The environmental quality council shall monitor and evaluate the activities of the department and the committee under [sections 1 through 7] and shall report its findings and recommendations to the legislature by November 1, 1984.

Section 9. Appropriation and funding. (1) There is appropriated from the general fund the amount of \$10,000 for the biennium ending June 30, 1985, to the department of administration for the establishment of the Montana natural heritage program and for support services to the natural resource data system advisory committee.

(2) The department of administration may apply for and may receive funding from private and public sources for the purposes of [sections 1 through 8] and any such funds are appropriated to the department for such purposes."

And, as amended, do pass. Report adopted.

HB 815, introduced bill, be amended as follows:

1. Title, line 8.
Strike: "\$78,500"
Insert: "\$10,000"

2. Page 1, line 25.
Strike: "\$78,500"
Insert: "\$10,000"

And, as amended, do pass. Report adopted.

HB 819, introduced bill, be amended as follows:

1. Page 1, lines 5 and 6.
Strike: "RESOURCE INDEMNITY TRUST ACCOUNT"
Insert: "FEDERAL ABANDONED MINES RECLAMATION FUNDS"

2. Page 1, lines 22 and 23.
Strike: "\$232,000"
Insert: "\$60,000"
Strike: "resource indemnity trust account provided for in Title 15, chapter 38,"
Insert: "federal abandoned mines reclamation fund controlled by the department of state lands"

And, as amended, do pass. Report adopted.

HB 864, second reading copy, be amended as follows:

1. Page 1, line 22.
Following: "Appropriation."
Strike: "The following"
 2. Page 1, line 23.
Strike: "money"
Insert: "\$20,000"
 3. Page 2, line 1.
Following: "76-13-104"
Strike: "."
Insert: "for the biennium ending June 30, 1985."
 4. Page 2, lines 2 and 3.
Strike: lines 2 and 3 in their entirety
- And, as amended, do pass. Report adopted.

HB 885, second reading copy, be amended as follows:

1. Page 3, lines 3 through 15.
Strike: lines 3 through 15 in their entirety
Re-number: subsequent subsections
2. Page 3, line 25.
Strike: line 25 in its entirety
Re-number: subsequent subsections
3. Page 4.
Following: line 3
Insert: "(K) Noxon rural water system improvement"
4. Page 8, line 1.
Strike: "2% interest rate"
Insert: "rate of interest equal to that which must be paid on bonds issued pursuant to [this section]"
5. Page 8, line 23.
Strike: "\$12,982,281"
Insert: "\$11,524,281"
6. Page 9, line 7 through line 6, page 10.
Strike: subsections (a) through (c) in their entirety
Re-number: subsequent subsections
7. Page 10, line 16.
Strike: "2% "
Insert: "6 ½ % "
8. Page 11, line 1.
Strike: "2% "
Insert: "5% "
9. Page 11, line 10.
Strike: "2% "
Insert: "6 ½ % "
10. Page 11, line 20.
Strike: "2% "
Insert: "6 ½ % "
11. Page 12, line 2.

Strike: "2%"

Insert: "6%"

12. Page 12, line 12.

Strike: "2%"

Insert: "6%"

13. Page 12, lines 13 through 21.

Strike: lines 13 through 21 in their entirety

Re-number: subsequent subsections

14. Page 13, line 5.

Strike: "2%"

Insert: "3%"

15. Page 13, line 11.

Strike: "2%"

Insert: "3%"

16. Page 13, line 25.

Strike: "2%"

Insert: "3%"

Following: "rate."

Insert: "(i) Bonds to a maximum of \$122,000 may be issued for a loan to the Noxon rural improvement district for the purpose of financing rehabilitation of the community's water system.

(ii) The project is needed because the present wooden lines have leakage problems and contamination is being drawn into the distribution system causing a health hazard.

(iii) The loan must be repaid at a 5% interest rate."

17. Page 14, line 4.

Following: "section."

Insert: "The interest rates applicable to any of the projects listed in [this section] shall be the lower of the specified rate cited for each project or the rate that must be paid on bonds issued pursuant to [section 5]."

And, as amended, do pass. Report adopted.

HB 897, introduced bill, be amended as follows:

1. Page 8, line 24.

Following: "report."

Insert: "Sponsors of recommended projects and activities on the prioritized list that are not recipients of available grant funds must be offered the opportunity to receive loan funds for up to the total recommended project or activity amount pursuant to sections 4 and 8 of this act. The interest rate applicable to these loans shall be the rate paid on bonds issued pursuant to this act."

2. Page 12, line 3.

Strike: "100,000"

Insert: "157,000"

And, as amended, do pass. Report adopted.

HB 903, second reading copy, be amended as follows:

1. Page 1, line 10.

Following: "appropriated"

Strike: "\$1"

2. Page 1, line 11.

Strike: "million"

Insert: "\$100,000"

3. Page 1, line 11.

Following: "the"

Strike: "resource indemnity trust account"

Insert: "federal abandoned mines reclamation account"

4. Page 1, line 12.

Strike: "established in 15-38-201"

And, as amended, do pass. Report adopted.

HB 914, second reading copy, be amended as follows:

1. Page 3, line 18.

Following: "1985,"

Strike: "\$20,700"

Insert: "\$1,000"

And, as amended, do pass. Report adopted.

HB 919, introduced bill, be amended as follows:

1. Page 1, line 18.

Following: "education."

Strike: "This appropriation"

2. Page 1, line 19.

Strike: "includes the"

Insert: "The remaining"

Following: "of the"

Insert: "general fund"

3. Page 1, line 20.

Strike: "from the general fund"

4. Page 1, line 21.

Strike: "that remains in"

Insert: "is reappropriated to"

5. Page 1, line 22.

Strike: "at the end of"

Insert: "for"

6. Page 1, line 23.

Strike: "current"

Following: "biennium"

Strike: "."

Insert: "ending June 30, 1985."

And, as amended, do pass. Report adopted.

Adverse Committee Report

HB 800 - Representatives Vincent, Bardanoue, Manuel, Connelly, Peck, Harper, Keenan, Daily, Harrington, Metcalf, Hart, Waldron, Ream, Hammond, Darko, Schye, McCormick, Driscoll, Farris, and Quilici objected to the adverse committee report on HB 800, and requested that the bill be printed and placed on second reading.

3/28/83

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/28/83, requested the return of the following House bill for further consideration:

HB 193, introduced by Pistoria, Manning, McCormick

MOTIONS

Representative Pistoria moved that the House accede to the request of the Senate to return HB 193 for further consideration. Motion carried.

Representative Waldron moved that SB 235 be taken from the Committee on Appropriations and placed on second reading. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow the following unamended House bills to be passed to the bottom of the second reading board this day: HB 23, HB 407, HB 800. Motion carried.

Representative Vincent moved that the rules be temporarily suspended to allow all bills passing second reading this day to be placed on third reading this same day. Motion carried.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Speaker Pro Tem Brand in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Dozier in the Chair.

Representatives Fabrega, Hannah, and Phillips excused at this time.

Representative Menahan present at this time.

HB 597 - That HB 597 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Underdal, Veleber, Vincent, Vinger, Waldron, Williams.

Total 58

Noes: Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hand, Hanson, Hemstad, Jones, Keyser, Kitselman, Koehnke, McBride, Marks, Neuman, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Wallin, Winslow, Zabrocki.

Total 32

Excused: Fabrega, Fagg, Hannah, Nilson, Phillips.

Total 5

Absent or not voting: Brand, Howe, Iverson, Kennerly, Yardley.

Total 5

Representative Phillips present at this time.

HB 649 - That HB 649 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams.

Total 38

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hansen, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 56

Excused: Fabrega, Fagg, Hannah, Nilson.

Total 4

Absent or not voting: Brand, Howe.

Total 2

That HB 649 do not pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hansen, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Addy, Bachini, Bardanouve, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Shontz, Veleber, Vincent, Waldron.

Total 34

Excused: Fabrega, Fagg, Hannah, Nilson.

Total 4

Absent or not voting: Brand, Howe.

Total 2

Representative Pistoria excused at this time.

HB 692 - That HB 692 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Roush, Sands, Saunders,

Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 71

Noes: Asay, Bengtson, Compton, Daily, Devlin, Ellerd, Ellison, Ernst, Hand, Keyser, Koehnke, Neuman, Nordtvedt, Ramirez, Sales, Solberg, Stobie, Switzer, Winslow.
Total 19

Excused: Fabrega, Fagg, Hannah, Nilson, Pistoria.
Total 5

Absent or not voting: Brand, Curtiss, Howe, Ream, Ryan.
Total 5

Representative Menahan excused at this time.

HB 793 - That HB 793, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bengtson, D. Brown, Compton, Curtiss, Devlin, Driscoll, Ellerd, Ellison, Hammond, Hanson, Hart, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Lory, Manuel, Miller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 46

Noes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Darko, Donaldson, Dozier, Ernst, Eudaily, Farris, Hand, Hansen, Harp, Harper, Harrington, Holliday, Howe, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Mueller, Neuman, Nordtvedt, Peck, Sales, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 46

Excused: Fabrega, Fagg, Hannah, Menahan, Nilson, Pistoria.
Total 6

Absent or not voting: Brand, Daily.
Total 2

Representative Menahan present at this time.

That HB 793 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Mueller, Neuman, Peck, Ramirez, Roush, Sales, Schye, Shontz, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.
Total 45

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, Manuel, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Zabrocki.
Total 50

Paired: Bertelsen, Harrington, Ayes; Fagg, Pistoria, Noes.

Excused: Fabrega, Hannah, Nilson.

Total 3

Absent or not voting: Eudaily, R. Jensen.

Total 2

Representative Hannah present at this time.

That HB 793 do not pass. Motion failed as follows:

Ayes: Asay, Bengtson, Bergene, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Manuel, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Zabrocki.

Total 46

Noes: Addy, Bachini, Bardanouve, Bertelsen, Brand, J. Brown, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Hannah, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Mueller, Neuman, Peck, Ramirez, Roush, Sales, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 47

Paired: Fagg, Pistoria, Ayes; Bertelsen, Harrington, Noes.

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Abrams, Connelly, Eudaily, R. Jensen, McCormick.

Total 5

Representatives Bertelsen, Daily, Harrington, and Vinger excused at this time.

Representative Vincent moved that the House reconsider its action on HB 793. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Brand, J. Brown, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nisbet, Peck, Phillips, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, D. Brown, Curtiss, Ernst, Hanson, Harp, Jacobsen, Miller, O'Connell, Pavlovich, Ryan, Solberg, Stobie, Switzer, Underdal.

Total 15

Excused: Bertelsen, Daily, Fabrega, Fagg, Harrington, Nilson, Pistoria, Vinger.

Total 8

Absent or not voting: Bachini, Bliss, Compton, Ellerd, R. Jensen, Nordtvedt, Quilici, Ream, Seifert.

Total 9

Representatives Daily and Vinger present at this time.

That HB 793 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Peck, Ramirez, Roush, Sales, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 52

Noes: Abrams, Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Hanson, Harper, Hemstad, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Zabrocki.

Total 44

Paired: Bertelsen, Harrington, Ayes; Fagg, Pistoria, Noes.

Excused: Fabrega, Nilson.

Total 2

Absent or not voting: Harp, R. Jensen.

Total 2

Representative Brand in the Chair.

Representatives Bertelsen and Harrington present at this time.

HB 909 - That HB 909 do pass. Motion carried as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, O'Connell, Pavlovich, Phillips, Roush, Ryan, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 64

Noes: Addy, Bachini, Connelly, Darko, Devlin, Farris, Hand, Hansen, Jacobsen, J. Jensen, Jones, Kadas, Kemmis, McBride, Nisbet, Nordtvedt, Peck, Ramirez, Ream, Sales, Sands, Schye, Shontz, Veleber, Vincent, Yardley.

Total 26

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: Bardanouve, Daily, R. Jensen, McCormick, Quilici, Saunders.

Total 6

HB 920 - That HB 920, second reading copy, have the following statement of intent attached:

Statement of Intent
HB 920

Under section 4, the director of the state lottery must establish and operate a state lottery and adopt policies and rules regarding:

- 1) the operations of the lottery director and his staff;
- 2) the price, number and size of tickets;
- 3) the drawing of lottery winners;
- 4) lottery tickets or chance sales and ticket sales agents;
- 5) the immediate payment of small prizes; and
- 6) other matters relating to the successful operation of the lottery.

A state lottery is primarily a business operation and has as a purpose the earning of net revenue. The successful operation of a state lottery, as shown by the experience of other state lotteries, depends to a large degree on the ability of a lottery staff well-versed in business matters to operate the lottery as a business and without undue constraint by statute or administrative rule.

The success of a lottery also depends on the operation of the lottery within a statutory framework ensuring the integrity of the staff and all phases of the operation of the lottery and the avoidance of even the appearance of any illegalities or conflicts of interest.

To these ends, it is contemplated that the director will be conversant with the types of administrative rules necessary to the successful operation of the lottery and will adopt rules ensuring the integrity and success of the lottery.

In accordance with the theory that a lottery is primarily a business, it is contemplated that the rules will change or allow changes in the operation of the lottery consistent with statutes as new business techniques and ideas, new games and prizes, better outlets for ticket sales, and better management techniques are discovered. The lottery should include a large number of small prizes.

Statement of intent passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Curtiss, Hannah, Hansen, Harp, Harper, Metcalf, Ramirez, Saunders, Vincent.

Total 9

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: Daily, Ellerd, Hart, R. Jensen, Kennerly, Kitselman, Manuel, Quilici, Veleber.

Total 9

Representative Vinger excused at this time.

Representative Pavlovich moved that HB 920, with attached statement of intent, do pass. Representative Harper made a substitute motion that consideration on HB 920 be passed for the day. The substitute motion failed as follows:

Ayes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Curtiss, Darko, Devlin, Donaldson, Hannah, Harp, Harper, Howe, Kemmis,

Kitselman, Metcalf, Miller, Mueller, Sales, Sands, Saunders, Schultz, Underdal, Waldron, Wallin, Williams.

Total 28

Noes: Abrams, Bachini, Bengtson, Brand, D. Brown, Compton, Connelly, Daily, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Winslow, Yardley.

Total 64

Excused: Fabrega, Fagg, Nilson, Pistoria, Vinger.

Total 5

Absent or not voting: R. Jensen, Marks, Zabrocki.

Total 3

Representative Vinger present at this time.

That HB 920, with attached statement of intent, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Brand, D. Brown, Compton, Connelly, Daily, Devlin, Dozier, Driscoll, Ellison, Eudaily, Farris, Hammond, Hand, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Veleber, Winslow, Yardley, Zabrocki.

Total 57

Noes: Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Curtiss, Darko, Donaldson, Ellerd, Ernst, Hannah, Hansen, Hanson, Harp, Harper, R. Jensen, Jones, Kemmis, Kitselman, Lybeck, Marks, Metcalf, Miller, Mueller, Nordtvedt, Ramirez, Sales, Sands, Schultz, Seifert, Solberg, Swift, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams.

Total 39

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: None.

Total 0

HB 922 - That HB 922 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 84

Noes: Bachini, Ellerd, Hannah, Harp, Neuman, Nordtvedt, Peck, Sales, Thoft.

Total 9

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: McCormick, Switzer, Zabrocki.

Total 3

Representatives Hannah and Menahan excused at this time.

HB 924 - That HB 924, second reading copy, be amended as follows:

1. Title, line 7.

Following: "DEPARTMENT"

Insert: "TOGETHER WITH INTEREST THEREON"

2. Page 1, line 16.

Following: "Clark."

Insert: "There is also appropriated \$347, or so much thereof as may be necessary, from the general fund to the department of revenue which the department shall use to pay interest on such judgment calculated at a rate of 10% from March 16, 1983, the date of the judgment, to June 30, 1983. If the judgment is paid by the department prior to June 30, 1983, the excess portion of the appropriation for interest on the judgment shall revert to the general fund."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Bachini, Ellerd, Harp, Neuman, Nordtvedt, Peck, Thoft.

Total 7

Excused: Fabrega, Fagg, Hannah, Menahan, Nilson, Pistoria.

Total 6

Absent or not voting: McCormick, Schultz, Schye, Seifert, Switzer.

Total 5

Representative Hannah present at this time.

That HB 924, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez,

Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Asay, Bachini, Bengtson, Bliss, Devlin, Ellerd, Hannah, Harp, Neuman, Nordtvedt, Peck, Sales, Thoft.

Total 13

Excused: Fabrega, Fagg, Menahan, Nilson, Pistoria.

Total 5

Absent or not voting: McCormick, Manuel, Switzer.

Total 3

SB 20 - Representative Kemmis moved that SB 20 be passed to the bottom of the board. Motion carried.

Representative Menahan present at this time.

Representative Harrington excused at this time.

SB 426 - That SB 426, third reading copy, be amended as follows:

1. Page 1, line 22.

Strike: "statutory provision,"

2. Page 2, line 1.

Strike: "provision,"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Bachini, Neuman, Peck, Swift, Winslow.

Total 5

Excused: Fabrega, Fagg, Harrington, Nilson, Pistoria.

Total 5

Absent or not voting: Hammond, Kadas, Miller, Stobie, Underdal.

Total 5

Representative Bengtson excused at this time.

That SB 426, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones,

Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Bengtson, Fabrega, Fagg, Harrington, Nilson, Pistoria.

Total 6

Absent or not voting: Sands.

Total 1

Representatives Bengtson and Harrington present at this time.

SB 451 - That SB 451 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 76

Noes: Bachini, Bardanouve, Brand, D. Brown, Darko, Dozier, Driscoll, Fabrega, Harp, Harper, Harrington, Keyser, McBride, Manuel, Neuman, Nordtvedt, Peck, Roush, Shontz, Winslow, Yardley.

Total 21

Paired: Ramirez, Aye; Fabrega, No.

Excused: Fagg, Nilson, Pistoria.

Total 3

Absent or not voting: None.

Total 0

Representative Kemmis moved that HB 23 and HB 407 be passed to the bottom of the board. Motion carried.

Representative Shontz excused at this time.

HB 114 - That HB 114 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 78

Noes: Bengtson, Curtiss, Devlin, Ellerd, Hannah, Harp, Jones, Marks, Miller, Mueller, Ramirez, Ream, Sales, Smith, Veleber.

Total 15

Excused: Fabrega, Fagg, Nilson, Pistoria, Shontz.

Total 5

Absent or not voting: Keyser, Yardley.

Total 2

HB 153 - That HB 153 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 64

Noes: Brand, Curtiss, Devlin, Farris, Hammond, Hand, Hannah, Hanson, Holliday, J. Jensen, Kadas, Marks, Mueller, Neuman, Ramirez, Ryan, Sales, Sands, Smith, Switzer, Underdal, Waldron, Wallin.

Total 23

Excused: Fabrega, Fagg, Nilson, Pistoria, Shontz.

Total 5

Absent or not voting: Abrams, Bardanouve, Ellison, Hansen, Keyser, Lory, McBride, Nordtvedt.

Total 8

Representative Shontz present at this time.

HB 334 - That HB 334 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Ellerd, Hannah, Harp, Nordtvedt, Sales.

Total 5

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: Harper.

Total 1

HB 400 - That HB 400 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 63

Noes: Asay, Bliss, Brand, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Kennerly, Koehnke, Marks, Neuman, O'Connell, Ryan, Sales, Sands, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 31

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: Kemmis, Keyser.

Total 2

HB 405 - That HB 405 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Eudaily, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Pavlovich, Peck, Roush, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Bengtson, Bliss, Brand, Curtiss, Donaldson, Ellerd, Ellison, Ernst, Farris, Hannah, Hanson, Harp, Hart, Hemstad, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 43

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: None.

Total 0

HB 613 - That HB 613 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hannah, Harp, Sales, Saunders, Seifert, Shontz.

Total 6

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: R. Jensen, Marks, Manuel, Nordtvedt, Stobie, Waldron.

Total 6

Representatives Menahan and O'Connell excused at this time.

HB 745 - That HB 745 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Farris, Hand, Hansen, Hanson, Harper, Harrington, Hemstad, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Sands, Saunders, Schye, Solberg, Spaeth, Thoft, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 55

Noes: D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Harp, Holliday, Iverson, Jones, Keyser, Koehnke, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Underdal, Veleber.

Total 31

Excused: Fabrega, Fagg, Menahan, Nilson, O'Connell, Pistoria.

Total 6

Absent or not voting: Bardanouve, Bergene, Donaldson, Hammond, Hart, R. Jensen, Waldron, Yardley.

Total 8

Representatives Menahan and O'Connell present at this time.

HB 876 - That HB 876 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Farris, Hand, Hansen, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 74

Noes: Ellerd, Hannah, Harp, Harper, Jones, Marks, Miller, Neuman, Nordtvedt, Ramirez, Sales, Saunders, Seifert, Smith.

Total 14

Excused: Fabrega, Fagg, Nilson, Pistoria.

Total 4

Absent or not voting: Driscoll, Ellison, Hammond, Hart, Keyser, Nisbet, Winslow, Yardley.

Total 8

HJR 31 - Representative Kemmis moved that consideration on HJR 31 be passed for the day. Motion carried.

Representative O'Connell excused at this time.

HB 108 - That HB 108 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Farris, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 80

Noes: Ellerd, Hannah, Harp, Jones, Marks, Ramirez, Sales, Smith.

Total 8

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Driscoll, Ellison, Hammond, Keyser, Nisbet, Ream, Zabrocki.

Total 7

HB 187 - That HB 187 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Ellerd, Ellison, Harp, Jones, Nordtvedt, Ramirez, Sales, Smith, Solberg.

Total 9

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Bardanouve, Darko, Hemstad, Keyser, Nisbet.

Total 5

Representative Dozier in the Chair.

Representative Hannah excused at this time.

HB 640 - That HB 640 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman,

Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.
Total 73

Noes: Asay, Bardanouve, Bergene, Compton, Ellerd, Ellison, Hanson, Jones, Koehnke, Lybeck, Mueller, Neuman, Nordtvedt, Ramirez, Sales, Seifert, Solberg, Swift, Switzer, Wallin.
Total 20

Excused: Fabrega, Fagg, Hannah, Nilson, O'Connell, Pistoria.
Total 6

Absent or not voting: Underdal.
Total 1

Representative Menahan excused at this time.

HB 668 - That HB 668, second reading copy, be amended as follows:

1. Title, line 5.
Strike: "LODGING AND"
Insert: "EVENING"
2. Title, line 8.
Following: "."
Strike: line 8 through ";" on line 9
3. Page 2, line 2.
Strike: "\$28"
Insert: "\$24"
4. Page 2, line 3.
Strike: "\$3.50"
Insert: "\$3"
5. Page 2, line 4.
Strike: "\$4"
Insert: "\$3.50"
6. Page 2, line 16.
Strike: "\$60"
Insert: "\$50"
7. Page 2, line 18.
Strike: "\$4.50"
Insert: "\$4"
Strike: "\$7"
Insert: "\$6.50"
8. Page 2, line 19.
Strike: "\$8"
Insert: "\$12"
9. Page 3, line 7.
Strike: "\$10"
Insert: "\$7"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris,

Hammond, Hand, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: D. Brown, Curtiss, Hansen, Hanson, J. Jensen, McBride, Sales, Sands, Schultz, Yardley.

Total 10

Excused: Fabrega, Fagg, Hannah, Menahan, Nilson, O'Connell, Pistoria.

Total 7

Absent or not voting: Harrington, Seifert, Underdal.

Total 3

Representative Menahan present at this time.

That HB 668, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Harper, Harrington, Hart, Hemstad, Holliday, Howe, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 68

Noes: Asay, Bergene, Bliss, D. Brown, Compton, Curtiss, Ellerd, Hansen, Hanson, Harp, Iverson, Jacobsen, J. Jensen, Koehnke, McBride, Marks, Mueller, Peck, Ramirez, Sales, Sands, Schye, Swift, Switzer, Waldron.

Total 25

Excused: Fabrega, Fagg, Hannah, Nilson, O'Connell, Pistoria.

Total 6

Absent or not voting: Seifert.

Total 1

Representative Brand in the Chair.

Representative Hannah present at this time.

Representative Harrington excused at this time.

HB 682 - That HB 682 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ream, Ryan, Sands, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 69

Noes: Bergene, D. Brown, Curtiss, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Keyser, Marks, Manuel, Miller, Quilici, Ramirez, Roush, Sales, Schultz, Stobie, Switzer, Vinger, Winslow.

Total 22

Excused: Fabrega, Fagg, Harrington, Nilson, O'Connell, Pistoria.

Total 6

Absent or not voting: Dozier, Seifert, Williams.

Total 3

Representative Harrington present at this time.

HB 759 - That HB 759 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Farris, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 69

Noes: Bardanouve, Bertelsen, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Koehnke, Lybeck, Manuel, Mueller, Nordtvedt, Peck, Ramirez, Sales, Sands, Seifert, Shontz, Solberg, Waldron, Yardley.

Total 22

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Eudaily, Hammond, Kemmis, Spaeth.

Total 4

HB 767 - Representative Shontz moved that HB 767 be passed to the bottom of the board. Motion carried.

Representative Menahan excused at this time.

HB 785 - That HB 785 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Brand, D. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Eudaily, Farris, Harper, Harrington, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Metcalf, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley.

Total 41

Noes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Hammond, Hand, Hannah, Hanson, Harp, Hart, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, Marks, Miller, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Excused: Fabrega, Fagg, Menahan, Nilson, O'Connell, Pistoria.

Total 6

Absent or not voting: Bardanouve, Hansen, Howe, Spaeth.

Total 4

Representative Vincent moved that HB 785 do not pass. Representative D. Brown made a substitute motion that HB 785 be placed below HB 897. The substitute motion carried.

Representative Menahan present at this time.

HB 815 - Representative Harp moved that HB 815 do not pass. Representative Metcalf made a substitute motion that HB 815 do pass. The substitute motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Saunders, Schultz, Schye, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Asay, Bertelsen, Compton, Curtiss, Devlin, Ellerd, Ellison, Hand, Hannah, Hanson, Harp, R. Jensen, Jones, Koehnke, Marks, Mueller, Neuman, Nordtvedt, Ramirez, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vinger.

Total 32

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Abrams, Bardanouve, Bergene, Keyser, Waldron.

Total 5

HB 819 - That HB 819 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Donaldson, Driscoll, Ernst, Eudaily, Hammond, Hand, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Phillips, Quilici, Roush, Saunders, Schye, Shontz, Spaeth, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 54

Noes: Bergene, Bertelsen, Bliss, Compton, Curtiss, Darko, Devlin, Dozier, Ellerd, Farris, Hannah, Hanson, Harp, Hart, Jones, Keyser, Lybeck, Marks, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Ream, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Underdal.

Total 33

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Ellison, Hansen, R. Jensen, Miller, Ryan, Stobie, Winslow, Yardley.

Total 8

Representatives Donaldson and Harrington excused at this time.

HB 864 - That HB 864 do pass. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily,

Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Mueller, Neuman, Nisbet, Nordtvedt, Phillips, Quilici, Ream, Roush, Saunders, Schye, Smith, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 61

Noes: Abrams, Bardanouve, Bergene, Compton, Devlin, Ellerd, Ellison, Hannah, Hanson, J. Jensen, Keyser, Koehnke, Marks, Miller, Peck, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Vinger, Winslow.

Total 28

Excused: Donaldson, Fabrega, Fagg, Harrington, Nilson, O'Connell, Pistoria.

Total 7

Absent or not voting: R. Jensen, Manuel, Pavlovich, Stobie.

Total 4

HB 885 - That HB 885, second reading copy, be amended as follows:

1. Page 13.

Following: line 21

Insert: "(v) Remaining funds from the appropriation in House Bill 709 of the 47th Legislature for the East Bench irrigation project are reappropriated for the project for the biennium ending June 30, 1985."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ernst, Eudaily, Farris, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Bergene, Ellerd, Miller, Neuman, Sales.

Total 5

Excused: Donaldson, Fabrega, Fagg, Harrington, Nilson, O'Connell, Pistoria.

Total 7

Absent or not voting: Connelly, Ellison, Hammond, Hansen, R. Jensen, Keyser, Lory, Manuel, Quilici, Stobie.

Total 10

Representatives Donaldson and Harrington present at this time.

That HB 885, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hemstad, Holliday,

Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Dozier, Hannah, Nordtvedt, Sales.

Total 4

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Bergene, Hansen, Hart, Marks, Metcalf, Saunders, Seifert, Wallin.

Total 8

HB 897 - That HB 897 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Dozier, Hannah, Hansen, Sales, Seifert.

Total 5

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Jones, Kemmis, McCormick, Marks, Sands, Smith.

Total 6

HB 919 - Representative Bardanouve moved that HB 919 be placed at the top of the board. Motion carried.

That HB 919, second reading copy, be amended as follows:

1. Title, lines 6 through 11.

Strike: “;” on line 6 through “STANDARDS” on line 11

2. Page 2, lines 5 through 20.

Strike: section 3 in its entirety

Amendment passed as follows:

Ayes: Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harrington, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Metcalf, Mueller, Nisbet, Pavlovich, Phillips, Ramirez, Ryan, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 51

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Manuel, Menahan, Miller, Neuman, Nordtvedt, Peck, Quilici, Ream, Roush, Sales, Saunders, Schye, Shontz, Veleber, Waldron, Wallin.

Total 44

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

That HB 919, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hannah, Sales, Sands.

Total 3

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 785 - That HB 785, second reading copy, be amended as follows:

1. Page 7, line 21.

Strike: "\$10,000"

Insert: "\$500"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 91

Noes: Dozier, Hanson, Iverson.

Total 3

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Williams.

Total 1

Representative Neuman excused at this time.

That HB 785, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Solberg, Spaeth, Swift, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Compton, Curtiss, Dozier, Ellerd, Hannah, Hanson, Harp, Jones, Koehnke, Mueller, Nordtvedt, Ryan, Sales, Schultz, Seifert, Shontz, Smith, Stobie, Switzer, Thoft, Underdal, Vinger.

Total 22

Excused: Fabrega, Fagg, Neuman, Nilson, O'Connell, Pistoria.

Total 6

Absent or not voting: Veleber.

Total 1

Representative Neuman present at this time.

HB 903 - That HB 903 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Ellerd, Hand, Harp, Nordtvedt, Sales, Solberg, Stobie.

Total 7

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 914 - That HB 914 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 84

Noes: Ellerd, Hannah, Harp, J. Jensen, Jones, Nordtvedt, Ramirez, Sales, Sands, Switzer, Thoft.
Total 11

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.
Total 5

Absent or not voting: None.
Total 0

HB 800 - That HB 800, second reading copy, be amended as follows:

1. Title, line 11.

Strike: "AN" through "AND"

2. Page 7, line 11.

Following: "be"

Insert: "be"

3. Page 7, line 12.

Strike: "BE"

4. Page 7, line 13.

Strike: "BE"

5. Page 7, lines 14 and 15.

Strike: "HAVE" on line 14 through "12" on line 15

Insert: "not less than 15 or more than 21 years of age"

6. Page 7, line 23.

Following: line 22

Insert: "(4) The age requirements contained in subsections (1) and (2) constitute a bona fide occupational qualification for purposes of Title 49, chapters 2 and 3."

7. Page 9, line 5.

Insert: "\$2"

8. Page 9, line 6.

Strike: "for" though ",",

Insert: "\$1 for fiscal year 1984 and \$1 for fiscal year"

9. Page 9, line 8.

Following: "."

Insert: "The department may not expend these funds unless the American Conservation Corps Act of 1983 (H.R. 999), or another act substantially similar to that act, passes congress. If such an act does not pass congress in fiscal year 1984, the funds appropriated for the youth conservation corps program for fiscal year 1984 revert to the general fund. If such an act does not pass congress in fiscal year 1985, the funds appropriated for the youth conservation corps program for fiscal year 1985 revert to the general fund."

10. Page 9, line 11.

Strike: "NOT" through "1983"

Insert: "within 30 days of the passage of the American Conservation Corps Act of 1983 (H.R. 999), or another act of congress that is substantially similar to that act"

11. Page 9, lines 22 and 23.

Strike: section 14 in its entirety

Renumber: subsequent section

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Devlin, Dozier, Hannah, Hanson, Harp, Keyser, Marks, Nordtvedt, Ramirez, Seifert, Switzer, Vinger.

Total 12

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Ellison, Swift.

Total 2

That HB 800, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 65

Noes: Bliss, Compton, Devlin, Ellerd, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Marks, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Sales, Schultz, Shontz, Smith, Switzer, Thoft, Vinger, Winslow.

Total 26

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Bardanouve, Jacobsen, Peck, Wallin.

Total 4

HB 23 - Representative Harper moved that HB 23 be placed at the top of the board. Motion failed.

SB 235 - That SB 235, third reading copy, be amended as follows:

1. Page 3.

Following: line 23

Insert: "(e) a specific pay plan schedule for all executive branch employees with specific cost and funding recommendations for each agency."

Renumber: subsequent subsections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

That SB 235, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Brand moved that the committee of the whole report be deemed read. Motion carried. Chairman Brand moved the adoption of the committee report. Report adopted. (69-25)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 21 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Asay, Compton, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Harp, Jacobsen, Jones, Keyser, Kitselman, Marks, Mueller, Neuman, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Wallin.

Total 28

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Ellerd.

Total 1

SB 287 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bertelsen, J. Brown, Devlin, Ellison, Hansen, Koehnke, Neuman, Roush, Sales, Seifert, Spaeth, Stobie, Swift, Switzer.

Total 14

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

SB 318 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Underdal.

Total 1

SB 378 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Devlin, Ramirez, Sales, Solberg, Switzer, Underdal, Vinger, Wallin.

Total 8

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

SB 395 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Curtiss, Hannah, Hanson, Nordtvedt, Peck, Sales, Stobie, Switzer, Underdal, Winslow.

Total 10

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Hansen.

Total 1

SB 456 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 79

Noes: D. Brown, Devlin, Jones, Nordtvedt, Pavlovich, Ryan, Sales, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.

Total 15

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Ellerd.

Total 1

HB 1 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Bertelsen, Bliss, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Marks, Nordtvedt, Ramirez, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.

Total 24

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Keyser, Peck.

Total 2

SB 155 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Hannah, Sands.

Total 2

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

SB 316 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nisbet, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Mr. Speaker.

Total 75

Noes: Curtiss, Ellerd, Hannah, Hanson, Jones, Kitselman, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Stobie, Swift, Winslow, Yardley, Zabrocki.

Total 19

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Ellison.

Total 1

HB 597 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Mr. Speaker.

Total 62

Noes: Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Hanson, Harp, Hemstad, R. Jensen, Jones, Keyser, Kitselman, Marks, Nordtvedt, Ramirez, Ryan, Sales, Sands, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 30

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Eudaily, Howe, Zabrocki.

Total 3

HB 692 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Bliss, Devlin, Ellerd, Howe, Iverson, Keyser, Koehnke, Miller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Stobie, Switzer, Winslow.

Total 17

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Bergene, Saunders.

Total 2

HB 793 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Mueller, Neuman, Peck, Ramirez, Roush, Sales, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 52

Noes: Asay, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Manuel, Miller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Zabrocki.

Total 46

Paired: Fabrega, Harrington, Holliday, Ramirez, Ayes; Curtiss, Fagg, O'Connell, Pistoria, Noes.

Excused: Nilson.

Total 1

Absent or not voting: Vinger.

Total 1

Representative Ream excused at this time.

HB 909 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Pavlovich, Phillips, Quilici, Roush, Ryan, Schultz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 64

Noes: Bachini, Connelly, Darko, Devlin, Ellerd, Farris, Hammond, Hansen, Harper, Jacobsen, J. Jensen, Jones, Kadas, McBride, Nisbet, Nordtvedt, Peck, Ramirez, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Spaeth, Veleber, Vincent, Yardley, Mr. Speaker.

Total 30

Paired: Fabrega, Aye; Ramirez; No.

Excused: Fagg, Nilson, O'Connell, Pistoria, Ream.

Total 5

Absent or not voting: Bergene.

Total 1

Representative Ream present at this time.

HB 920 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, Compton, Daily, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Smith, Spaeth, Stobie, Veleber, Winslow, Yardley, Zabrocki.

Total 57

Noes: Asay, Bergene, Bertelsen, Bliss, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ernst, Hannah, Hansen, Hanson, Harp, Harper, R. Jensen, Jones, Kitselman, Lybeck, Marks, Metcalf, Miller, Mueller, Nordtvedt, Ramirez, Sales, Sands, Schultz, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Mr. Speaker.

Total 42

Paired: Fabrega, Nilson, O'Connell, Pistoria, Ayes; Harper, Metcalf, Ramirez, Vincent, Noes.

Excused: Fagg.

Total 1

Absent or not voting: None.

Total 0

HB 922 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bachini, Ellerd, Hannah, Harp, Neuman, Nordtvedt, Peck, Sales, Schultz, Thoft.

Total 10

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 924 passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Bachini, Ellerd, Hannah, Harp, Neuman, Nordtvedt, Pavlovich, Peck, Sales, Schultz, Swift, Thoft.

Total 12

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Jones.

Total 1

SB 426 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Brand, Dozier, Hammond.

Total 3

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

SB 451 concurred in as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hansen, Hanson, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Phillips, Quilici, Ramirez, Ream,

Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Bachini, Bardanouve, Brand, D. Brown, Darko, Devlin, Dozier, Driscoll, Fabrega, Farris, Hammond, Harp, Harper, Hart, Kadas, Keyser, Koehnke, McBride, Manuel, Nordtvedt, Peck, Roush, Shontz, Winslow, Yardley.

Total 26

Paired: Ramirez, Aye; Fabrega, No.

Excused: Fagg, Nilson, O'Connell, Pistoria.

Total 4

Absent or not voting: None.

Total 0

HB 114 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bengtson, Curtiss, Devlin, Ellison, Farris, Hannah, Harp, Jones, Marks, Miller, Mueller, Ramirez, Ream, Smith, Veleber.

Total 15

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 153 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Nisbet, Peck, Phillips, Quilici, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: D. Brown, Curtiss, Devlin, Farris, Hammond, Hand, Hannah, Hanson, Jacobsen, Koehnke, Lory, Marks, Menahan, Neuman, Nordtvedt, Pavlovich, Ramirez, Ream, Sales, Sands, Seifert, Switzer, Waldron, Wallin, Mr. Speaker.

Total 25

Paired: Fagg, Aye; Marks, No.

Excused: Fabrega, Nilson, O'Connell, Pistoria.

Total 4

Absent or not voting: Hansen, Underdal.

Total 2

HB 334 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Ellerd, Hannah, Harp, Sales.

Total 4

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 400 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 65

Noes: Asay, Bliss, Brand, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hanson, R. Jensen, Jones, Kennerly, Koehnke, Marks, Pavlovich, Ryan, Sales, Sands, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 30

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 405 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Iverson,

Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Pavlovich, Peck, Ream, Roush, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Williams, Mr. Speaker.

Total 49

Noes: Asay, Bengtson, Bergene, Bliss, Brand, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Hannah, Hanson, Harp, Hart, Hemstad, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley, Zabrocki.

Total 48

Paired: Harrington, Holliday, Ayes; Fabrega, O'Connell, Noes.

Excused: Fagg, Nilson, Pistoria.

Total 3

Absent or not voting: None.

Total 0

HB 613 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Hannah, Sales, Saunders, Seifert.

Total 4

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Abrams.

Total 1

HB 745 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 69

Noes: Bergene, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Hannah, Harp, Hemstad, Iverson, Jones, Koehnke, Marks,

Nordtvedt, Ramirez, Ryan, Sales, Schultz, Shontz, Stobie, Switzer, Underdal, Mr. Speaker.

Total 25

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Hansen.

Total 1

HB 876 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Ream, Roush, Ryan, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Bergene, Daily, Ellerd, Ellison, Hannah, Harp, Jones, Nordtvedt, Quilici, Ramirez, Sales, Saunders, Smith, Mr. Speaker.

Total 14

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Asay.

Total 1

HB 108 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: Daily, Ellerd, Ellison, Hannah, Harp, Jones, Keenan, Nordtvedt, Ramirez, Sales, Seifert, Smith, Mr. Speaker.

Total 13

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 187 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Bergene, Ellerd, Ellison, Jones, Nordtvedt, Ramirez, Sales, Sands, Smith, Solberg.

Total 10

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 640 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Bardanouve, Ellerd, Ellison, Hannah, Hanson, Jones, Mueller, Nordtvedt, Peck, Ramirez, Sales, Smith, Solberg, Wallin.

Total 14

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 668 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Asay, Bergene, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Hansen, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Koehnke, McBride, Manuel, Ramirez, Sales, Sands, Schye, Swift, Switzer, Waldron.

Total 26

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 682 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Ream, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 67

Noes: Bengtson, Brand, D. Brown, Curtiss, Darko, Devlin, Ellerd, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Manuel, Miller, Neuman, Quilici, Ramirez, Roush, Sales, Schultz, Stobie, Swift, Switzer, Vinger, Winslow.

Total 28

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 759 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 71

Noes: Compton, Curtiss, Ellerd, Ellison, Hannah, Hanson, Jones, Koehnke, Lybeck, Manuel, Mueller, Neuman, Nordtvedt, Peck, Ramirez, Sales, Sands, Shontz, Smith, Solberg, Waldron, Yardley.

Total 22

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Bardanouve, Hansen.

Total 2

HB 815 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bliss, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Kitselman,

Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Ream, Roush, Saunders, Schultz, Schye, Shontz, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 58

Noes: Bengtson, Bergene, Bertelsen, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Hand, Hannah, Hanson, Harp, R. Jensen, Jones, Keyser, Koehnke, Marks, Mueller, Neuman, Nordtvedt, Quilici, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Mr. Speaker.

Total 37

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 819 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Saunders, Schye, Shontz, Spaeth, Stobie, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 61

Noes: Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Ellison, Hannah, Hanson, Harp, Hart, Jones, Keyser, Lybeck, Marks, Miller, Mueller, Neuman, Nordtvedt, Ramirez, Sales, Sands, Schultz, Smith, Solberg, Swift, Switzer, Underdal.

Total 32

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: Harrington, Seifert.

Total 2

HB 864 passed as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Nisbet, Pavlovich, Phillips, Quilici, Ream, Roush, Saunders, Schye, Smith, Stobie, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 61

Noes: Abrams, Bardanouve, Bengtson, Bergene, Bliss, Compton, Devlin, Ellerd, Ellison, Hannah, Hanson, Hemstad, Iverson, Keyser, Koehnke, Marks, Miller, Neuman, Nordtvedt, Peck, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Winslow, Zabrocki.

Total 34

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 885 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Dozier, Hannah, Nordtvedt, Sales.

Total 4

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 897 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Dozier, Hannah, Sales, Switzer.

Total 4

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 919 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke,

Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Hannah, Sales, Sands.

Total 3

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 785 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 73

Noes: Curtiss, Daily, Dozier, Ellerd, Hannah, Hanson, Harp, Jacobsen, Jones, Keyser, Koehnke, Neuman, Nordtvedt, Ryan, Sales, Schultz, Smith, Stobie, Switzer, Thoft, Underdal, Vinger.

Total 22

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 903 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Hand, R. Jensen, Keyser, Neuman, Nordtvedt, Pavlovich, Sales, Seifert, Stobie.

Total 9

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 914 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nisbet, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Ellerd, Hannah, J. Jensen, Jones, Lybeck, Miller, Nordtvedt, Pavlovich, Sales, Sands, Smith, Switzer.

Total 12

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

HB 800 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nisbet, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 69

Noes: Asay, Bliss, Compton, Devlin, Ellison, Hannah, Hanson, Harp, Iverson, Jones, Keyser, Kitselman, Marks, Mueller, Neuman, Nordtvedt, Ramirez, Sales, Schultz, Smith, Stobie, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 26

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.

Total 5

Absent or not voting: None.

Total 0

SB 235 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips,

Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: Sales.
Total 1

Excused: Fabrega, Fagg, Nilson, O'Connell, Pistoria.
Total 5

Absent or not voting: Bergene.
Total 1

Representative Vincent moved that the House adjourn until 3:00 p.m., March 29, 1983.

Motion carried.

House adjourned at 11:48 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-FIRST LEGISLATIVE DAY

Helena, Montana
March 29, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by Representative Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Menahan, Vinger, Yardley, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 3/28/83
Correctly engrossed: HB 1.

BILLS (Menahan, Chairman): 3/28/83

Correctly printed: HB 108, HB 640, HB 767, HB 785, HB 819, HB 864, HB 885, HB 897, HB 903, HB 914, HB 919.

Correctly enrolled: HB 105, HB 257, HB 529, HB 634, HB 678, HB 710, HB 731, HB 789, HB 811.

Signed by the Speaker at 10:11 a.m., 3/29/83: HB 96, HB 420, HB 455, HB 459, HB 467, HB 513, HB 651, HB 671, HB 687, HB 699, HB 822, SB 150.

Examined by the sponsor (Ramirez) and found to be correct: HB 257, HB 731.

Examined by the sponsor (Compton) and found to be correct: HB 634.

Examined by the sponsor (Harper) and found to be correct: HB 529.

Examined by the sponsor (Winslow) and found to be correct: HB 105.

Examined by the sponsor (Yardley) and found to be correct: HB 811.

Examined by the sponsor (Kitselman) and found to be correct: HB 678, HB 710.

Examined by the sponsor (Abrams) and found to be correct: HB 789.

Adverse Committee Reports

HB 120 - Representative Bardanouve moved that the adverse committee report on HB 120 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Wallin, Williams, Winslow, Mr. Speaker.

Total 77

Noes: Addy, Hansen, J. Jensen, Kadas, Kennerly, McBride, McCormick, Nisbet, Veleber, Waldron, Zabrocki.

Total 11

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: Asay, D. Brown, Dozier, Keenan, Keyser, Neuman, O'Connell, Thoft.

Total 8

HB 161 - Representative Bardanouve moved that the adverse committee report on HB 161 be adopted. Motion carried as follows:

Ayes: Bachini, Bardanouve, Bengtson, Bertelsen, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Kennerly, Lory, McBride, McCormick, Marks, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, Peck, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Shontz, Smith, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Mr. Speaker.

Total 55

Noes: Abrams, Addy, Bergene, Bliss, Brand, Devlin, Ellison, Ernst, Hanson, Harp, Hemstad, Holliday, Howe, Jacobsen, Kitselman, Koehnke, Lybeck, Manuel, Miller, Phillips, Pistoria, Roush, Ryan, Schultz, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Underdal, Zabrocki.

Total 32

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: Asay, D. Brown, Dozier, Keenan, Keyser, Neuman, O'Connell, Pavlovich, Thoft.

Total 9

HB 217 - Representative Bardanouve moved that the adverse committee report on HB 217 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bliss, Brand, Compton, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Lory, Marks, Metcalf, Mueller, Neuman, Nordtvedt, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Winslow, Mr. Speaker.

Total 53

Noes: Addy, Bergene, Bertelsen, J. Brown, Connelly, Curtiss, Darko, Dozier, Driscoll, Fabrega, Hammond, Hand, Hansen, Harp, Howe, Jacobsen, J. Jensen, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Miller, Nilson, Nisbet, Pistoria, Ream, Roush, Schye, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 38

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: Asay, D. Brown, Keyser, O'Connell, Thoft.

Total 5

HB 392 - Representative Bardanouve moved that the adverse committee report on HB 392 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Swift, Switzer, Underdal, Vincent, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 76

Noes: Addy, Ernst, Fabrega, Farris, Hammond, Hansen, Kitselman, McCormick, Miller, Nordtvedt, Pavlovich, Pistoria, Ream, Roush, Schultz, Veleber, Wallin.

Total 17

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: D. Brown, Keyser, Thoft.

Total 3

HB 471 - Representative Bardanouve moved that the adverse committee report on HB 471 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ream, Roush, Ryan, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 76

Noes: Addy, Curtiss, Eudaily, Farris, Iverson, J. Jensen, Kitselman, McBride, McCormick, Pavlovich, Pistoria, Ramirez, Sales, Sands, Saunders, Shontz, Veleber, Winslow.

Total 18

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: D. Brown, Keyser.

Total 2

HB 476 - Representative Bardanouve moved that the adverse committee report on HB 476 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kennerly, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Quilici, Ream, Ryan, Sands, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Waldron, Williams, Mr. Speaker.

Total 61

Noes: Addy, Bertelsen, D. Brown, Daily, Dozier, Driscoll, Fabrega, Hand, Hansen, Hemstad, Howe, Jones, Kadas, Keenan, Keyser, McBride, McCormick, Miller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Sales, Saunders, Schultz, Schye, Swift, Thoft, Wallin, Winslow, Zabrocki.

Total 35

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: None.

Total 0

HB 601 - Representative Bardanouve moved that the adverse committee report on HB 601 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Kennerly, Kitselman, Koehnke, Lory, Lybeck, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 75

Noes: Addy, D. Brown, Daily, Driscoll, Hemstad, Jacobsen, J. Jensen, Keenan, Keyser, McBride, McCormick, Manuel, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Saunders, Schye, Thoft.

Total 20

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: Hansen.

Total 1

HB 624 - Representative Bardanouve moved that the adverse committee report on HB 624 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Compton, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hanson, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Koehnke, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Peck, Phillips, Quilici, Ream, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Wallin, Williams, Winslow, Mr. Speaker.

Total 54

Noes: Addy, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Dozier, Driscoll, Fabrega, Hansen, Harp, Harper, Harrington, Hemstad, Howe, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, McBride, McCormick, Marks, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Ramirez, Roush, Saunders, Schye, Vincent, Waldron, Zabrocki.

Total 40

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: Asay, Hannah.

Total 2

HB 911 - Representative Bardanouve moved that the adverse committee report on HB 911 be adopted. Motion carried as follows:

Ayes: Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Farris, Hannah, Hanson, Harp, Harper, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Metcalf, Mueller,

Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Wallin, Winslow, Mr. Speaker.

Total 65

Noes: Abrams, Addy, Bergene, Curtiss, Darko, Driscoll, Ellerd, Fabrega, Hammond, Hand, Hansen, Harrington, Hemstad, Howe, J. Jensen, Kadas, Keenan, McBride, McCormick, Miller, Peck, Pistoria, Ream, Roush, Saunders, Schye, Thoft, Veleber, Waldron, Williams, Zabrocki.

Total 31

Excused: Fagg, Menahan, Vinger, Yardley.

Total 4

Absent or not voting: None.

Total 0

Representative Menahan present at this time.

HB 921 - Representative Bardanouve moved that the adverse committee report on HB 921 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 67

Noes: Addy, Bergene, Brand, D. Brown, Daily, Darko, Driscoll, Farris, Harper, Harrington, Hemstad, Holliday, J. Jensen, Kadas, Keenan, McBride, McCormick, Marks, Menahan, Miller, Nisbet, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Vincent, Mr. Speaker.

Total 30

Excused: Fagg, Vinger, Yardley.

Total 3

Absent or not voting: None.

Total 0

MESSAGES FROM THE OTHER HOUSE

House bills concurred in and returned to the House:

3/28/83

HB 9, introduced by Waldron, Tveit, Stimatz, et al.

HB 121, introduced by Veleber, Van Valkenburg

HB 176, introduced by Fabrega, Berg

HB 213, introduced by Dozier

HB 306, introduced by Ernst

HB 312, introduced by House Human Services Committee

HB 360, introduced by Hart, Brand

HB 371, introduced by Kemmis, Towe, Fabrega, et al.

- HB 415**, introduced by Daily
- HB 426**, introduced by Bertelsen, Eck
- HB 495**, introduced by Hannah, Fagg, J. Jensen
- HB 534**, introduced by J. Jensen
- HB 595**, introduced by Spaeth
- HB 608**, introduced by Spaeth, Ramirez, Addy, et al.
- HB 609**, introduced by Spaeth, Ramirez, Addy, et al.
- HB 633**, introduced by House Business and Industry Committee
- HB 636**, introduced by Peck, Iverson, Christiaens
- HB 684**, introduced by Ramirez, Hand, Curtiss, et al.
- HB 698**, introduced by Stobie, C. Smith, Jones, et al.
- HB 732**, introduced by Harper, Koehnke, Stobie
- HB 836**, introduced by J. Jensen, Saunders, Phillips
- HB 872**, introduced by Sales
- HJR 30**, introduced by Menahan, Brand, Daily, et al.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 3/28/83

- HB 93**, introduced by Donaldson, Saunders, Curtiss
- HB 100**, introduced by House Economic Development Committee
- HB 172**, introduced by Williams, Yardley
- HB 191**, introduced by Ramirez, Bergene, Fabrega, et al.
- HB 221**, introduced by Hannah
- HB 232**, introduced by Connelly, Manuel, J. Brown, et al.
- HB 279**, introduced by Hammond, Waldron, Lane
- HB 281**, introduced by Dozier
- HB 284**, introduced by Winslow, Bergene, Lory, et al.
- HB 329**, introduced by Shontz, J. Jensen
- HB 343**, introduced by Spaeth
- HB 356**, introduced by Vincent, Kemmis, Fabrega, et al.
- HB 357**, introduced by Donaldson, Mazurek, Metcalf, et al.
- HB 358**, introduced by J. Brown, Yardley, Jensen, et al.
- HB 362**, introduced by Sands
- HB 399**, introduced by Vinger, Dover, Underdal
- HB 419**, introduced by Donaldson, Regan, McCallum, et al.
- HB 428**, introduced by Ellison, Eudaily, Bertelsen, et al.
- HB 493**, introduced by House State Administration Committee

- HB 503**, introduced by Miller
- HB 521**, introduced by Vincent
- HB 523**, introduced by House Business and Industry Committee
- HB 540**, introduced by Vincent, Winslow, Kemmis, et al.
- HB 565**, introduced by Vinger
- HB 576**, introduced by Lory, Eudaily, Fagg, et al.
- HB 591**, introduced by Nisbet, Ream, Berg, et al.
- HB 625**, introduced by McBride, Regan, Turnage, et al.
- HB 628**, introduced by Harper, O'Connell
- HB 662**, introduced by Schye, Bachini, Peck, et al.
- HB 663**, introduced by House Human Services Committee
- HB 677**, introduced by Nilson, R. Manning, Phillips, et al.
- HB 685**, introduced by House Select Committee on Economic Development
- HB 700**, introduced by House Select Committee on Economic Development
- HB 702**, introduced by Yardley, Bertelsen, Roush, et al.
- HB 705**, introduced by Spaeth, Addy, Ramirez, et al.
- HB 714**, introduced by Spaeth, Christiaens, Fuller, et al.
- HB 715**, introduced by Waldron
- HB 718**, introduced by Ream, Kadas, Hansen, et al.
- HB 720**, introduced by Lory
- HB 733**, introduced by Bengtson, Towe
- HB 749**, introduced by Hemstad, Bengtson, Farris, et al.
- HB 750**, introduced by Dozier
- HB 772**, introduced by Bengtson, H. Hammond, Peck, et al.
- HB 788**, introduced by O'Connell
- HB 798**, introduced by House Local Government Committee
- HB 814**, introduced by Kadas, J. Jensen, Fabrega
- HB 826**, introduced by Ellison
- HB 846**, introduced by Brand
- HB 853**, introduced by House Business and Industry Committee
- HB 856**, introduced by Bergene, Vincent
- HB 871**, introduced by House Economic Development Committee
- HB 880**, introduced by Bergene, J. Jensen, Jones, et al.
- HB 886**, introduced by Pavlovich
- HJR 11**, introduced by Harrington, Haffey, Pavlovich, et al.

House bills concurred in as amended with statement of intent attached and returned to the House for concurrence in Senate amendments and statement of intent: 3/28/83

HB 377, introduced by Fabrega, Crippen, Kemmis, et al.

HB 444, introduced by Swift, Mueller

HB 465, introduced by Hemstad, Gage

HB 862, introduced by Shontz, Menahan, Winslow, et al.

House bill concurred in as amended with statement of intent stricken and returned to the House for concurrence in Senate amendments and stricken statement of intent: 3/28/83

HB 545, introduced by House Agriculture Committee

House bill concurred in with statement of intent amended and returned to the House for concurrence in Senate amendments to statement of intent: 3/28/83

HB 24, introduced by Keyser, Menahan

Senate joint resolution passed and transmitted to the House for concurrence: 3/28/83

SJR 24, introduced by Mazurek, Turnage

MOTIONS

Representative Harper moved that HB 23 be placed at the top of the second reading board this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following Senate bill was introduced, read first time, and referred to committee:

SJR 24, introduced by Mazurek, Turnage. Referred to Committee on Judiciary.

The following Senate bill was referred to the Committee on Rules:

SJR 22, introduced by Conover, Crippen, et al.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Underdal in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Bengtson, Nilson, and Waldron excused at this time.

HB 23 - Representative Harper moved that HB 23, second reading copy, be amended. Representative Harper made a substitute motion that HB 23 be placed below HJR 32. The substitute motion carried.

HJR 31 - Representative Nordtvedt moved that consideration on HJR 31 be passed for the day. Motion carried as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Phillips, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Wallin, Winslow.

Total 46

Noes: Abrams, Addy, Bachini, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Underdal, Veleber, Vincent, Williams, Zabrocki.

Total 43

Excused: Bengtson, Fagg, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Bardanouve, Ernst, Pavlovich, Ramirez, Shontz.

Total 5

HJR 32 - That HJR 32 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Smith, Spaeth, Veleber, Vincent, Winslow, Zabrocki.

Total 68

Noes: Compton, Connelly, Devlin, Ellerd, Ellison, Eudaily, Hanson, Harp, Iverson, Keyser, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 21

Excused: Bengtson, Fagg, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Bardanouve, Bertelsen, Pavlovich, Shontz, Williams.

Total 5

HB 23 - That HB 23, second reading copy, be amended as follows:

1. Page 2, line 4.

Strike: "\$2.00"

Insert: "\$1"

2. Page 2, line 5.

Strike: "\$60"

Insert: "\$30"

3. Page 2, line 7.

Strike: "\$1.00"

Insert: "50 cents"

4. Page 2, line 8.

Strike: "\$30"

Insert: "\$15"

5. Page 4, lines 15 through 21.

Strike: section 3

Renumber: subsequent section

6. Page 3, line 20.

Strike: "6.514%"

Insert: "6.417%"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Zabrocki.

Total 81

Noes: Devlin, Ellison, Harp, Underdal.

Total 4

Excused: Bengtson, Fagg, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Bardanouve, D. Brown, Connelly, McBride, Marks, Manuel, Pavlovich, Ramirez, Winslow.

Total 9

Representative Bengtson present at this time.

Representative Menahan excused at this time.

That HB 23, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Smith, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 70

Noes: Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hannah, Iverson, Keyser, Kitselman, Lory, Pavlovich, Ramirez, Ryan, Sales, Schultz, Seifert, Solberg, Spaeth, Stobie, Underdal.

Total 24

Paired: Menahan, Nilson, Ayes; Sales, Seifert, Noes.

Excused: Fagg, Vinger, Waldron, Yardley.

Total 4

Absent or not voting: Bardanouve, Shontz.

Total 2

HJR 34 - Representative Roush moved that HJR 34 do pass. Representative Bardanouve made a substitute motion that consideration on HJR 34 be passed for the day. The substitute motion carried.

HJR 35 - That HJR 35, second reading copy, be amended as follows:

1. Page 3, lines 4 through 6.

Strike: "from" on line 4 through "Irrigation" on line 6

Amendment passed as follows:

Ayes: Addy, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, McBride, McCormick, Marks, Metcalf, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Veleber, Vincent, Williams, Winslow.

Total 50

Noes: Abrams, Asay, Bachini, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Hanson, Harp, Hemstad, Holliday, Howe, Jacobsen, Keyser, Koehnke, Lory, Lybeck, Miller, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Zabrocki.

Total 38

Excused: Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Bardanouve, D. Brown, Dozier, Manuel, Roush, Smith.

Total 6

That HJR 35, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Underdal.

Total 1

Excused: Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Bardanouve, D. Brown, Donaldson, Dozier, McCormick, Manuel, Seifert.

Total 7

HJR 36 - Representative Keyser moved that consideration on HJR 36 be passed for the day. Motion carried.

Representative Bengtson excused at this time.

SJR 3 - That SJR 3 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison,

Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bengtson, Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 7

Absent or not voting: Asay, Bardanouve, D. Brown, Donaldson, Dozier, Eudaily, Hannah, Kadas, Keyser, Kitselman, Thoft.

Total 11

Representative Bengtson present at this time.

SJR 7 - That SJR 7 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Fabrega, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Brand, Driscoll, Ellison, Eudaily, Farris, Hammond, Harrington, J. Jensen, Kemmis, Lory, Spaeth.

Total 11

Excused: Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: D. Brown, Quilici, Shontz.

Total 3

SJR 10 - Representative Addy moved that SJR 10 be concurred in. Representative Phillips made a substitute motion that consideration on SJR 10 be indefinitely postponed. The substitute motion failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Jacobsen, Jones, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 41

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Metcalf, Nisbet,

O'Connell, Pavlovich, Peck, Pistoria, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Zabrocki.

Total 50

Excused: Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Iverson, Quilici, Shontz.

Total 3

That SJR 10 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lybeck, McBride, Metcalf, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Ryan, Saunders, Schultz, Schye, Spaeth, Veleber, Vincent, Williams, Winslow, Zabrocki.

Total 60

Noes: Asay, Compton, Curtiss, Devlin, Ellerd, Ellison, Hand, Hannah, Hanson, Jones, Kitselman, Lory, McCormick, Marks, Manuel, Miller, Neuman, Phillips, Ramirez, Roush, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin.

Total 31

Excused: Fagg, Menahan, Nilson, Vinger, Waldron, Yardley.

Total 6

Absent or not voting: Iverson, Nordtvedt, Shontz.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Underdal moved the adoption of the committee report. Report adopted. (88-2)

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 69:

Representative Driscoll, Chairman

Representative Addy

Representative Thoft

MOTIONS

Representative Williams moved that HJR 31 be taken from second reading and referred to the Committee on Taxation. Motion carried.

Representative Vincent moved that the House adjourn until 2:00 p.m., March 30, 1983.

Motion carried.

House adjourned at 6:10 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-SECOND LEGISLATIVE DAY

Helena, Montana
March 30, 1983

House Chambers
State Capitol

House convened at 2:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bengtson, Farris, Yardley, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the sixty-eighth and sixty-ninth legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

3/30/83

Considered correctly engrossed: HJR 32.

Correctly engrossed: HB 23, HJR 35.

Signed by the Speaker at 4:12 p.m., 3/29/83: SB 2, SB 125, SB 174, SB 208, SB 248, SB 264, SB 314, SB 340.

Signed by the Speaker at 10:40 a.m., 3/30/83: SB 137, SB 246, SB 250, SB 265, SB 267, SB 305, SB 324, SB 403, SB 422, SB 432, SB 445, SB 447, SB 453.

MESSAGES FROM THE GOVERNOR

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 30, 1983

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

Dear Representative Kemmis and Senator Stephens:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 712, "AN ACT REVISING AND CLARIFYING THE DEFINITION OF MONTHLY COMPENSATION FOR A PART-PAID FIREFIGHTER EMPLOYED BY A SECOND-CLASS CITY FOR THE PURPOSE OF CALCULATING BENEFITS UNDER THE FIREFIGHTERS' UNIFIED RETIREMENT ACT; AMENDING SECTION 19-13-104, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

As passed, House Bill No. 712 provides that the mandatory retirement contribution for a part-paid firefighter in a second-class city is based upon 15 percent of a full-paid firefighter's salary in "the city that last employed the part-paid firefighter." This language overlooks the part-paid firefighter who has not worked for another city. Also, a first-class city normally pays higher salaries. If a part-paid firefighter previously worked for a first-class city, the above-quoted language could be interpreted to raise that part-paid firefighters' mandatory monthly contribution, in many instances to a sum higher than his monthly salary.

The history of House Bill No. 712 indicates that the purpose of the Legislature was to lower the contribution of these part-paid firefighters, some of whom are already making retirement contributions in excess of their salary.

The amendments I am proposing would clarify that the retirement contribution of part-paid firefighters in a second-class city is based upon 15 percent of the salary of full-paid firefighters in that same city, or, if that city does not employ full-paid firefighters, 15 percent of the average full-paid salary in all second-class cities that do hire full-paid firefighters.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to HB 712

1. Page 3, line 25.
Following: "that"
Strike: "last employed"
Insert: "employs"
2. Page 4, line 2.
Following: "city"
Strike: "no longer employs"
Insert: "does not employ"

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 30, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:
House bills 94, 533, 560, 638, and 764.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 29, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 136, 179, 185, 296, 301, 302, 315, 342, 401, 489, 492, 501, 514, 530, 531, 532, 547, 554, 626, 639, 655, 674, 688, and 741.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 3/29/83, dissolved the conference committee on SB 69 and appointed a free conference committee to meet with a like committee from the House to confer on SB 69.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Fuller
Senator Crippen

House bills not concurred in and returned to the House: 3/28/83

HB 99, introduced by Committee on Education and Cultural Resources

HB 283, introduced by Winslow, Thomas, Shontz, et al.

HB 309, introduced by House Labor and Employment Relations Committee

HB 847, introduced by Driscoll

The Senate, on 3/29/83, requested the return of the following House bill for further consideration:

HB 847, introduced by Driscoll

MOTIONS

Representative Nilson moved that consideration on Senate amendments to HB 335 be passed until the 80th legislative day. Motion carried.

Representative Shontz moved that consideration on HB 767 be indefinitely postponed. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 87

Noes: Bardanouve, Brand, Waldron.

Total 3

Excused: Bengtson, Farris, Yardley.

Total 3

Absent or not voting: Bachini, Curtiss, J. Jensen, Manuel, O'Connell, Pavlovich, Peck.

Total 7

Representative Driscoll moved that the House accede to the request of the Senate to return HB 847 for further consideration. Motion carried.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Darko in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Nilson excused at this time.

HB 407 - Representative Devlin moved that consideration on HB 407 be passed for the day. Motion failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger.
Total 35

Noes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Zabrocki.
Total 59

Excused: Bengtson, Farris, Nilson, Yardley.
Total 4

Absent or not voting: Bardanouve, Winslow.
Total 2

Representative Vincent moved that HB 407 be placed below HB 219. Motion carried.

SB 20 - That SB 20 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.
Total 81

Noes: Brand, Daily, Dozier, Ellerd, Hansen, Harper, Quilici, Spaeth.
Total 8

Excused: Bengtson, Farris, Nilson, Yardley.
Total 4

Absent or not voting: Asay, Devlin, Ernst, Marks, Manuel, Sands, Winslow.
Total 7

Representative Neuman excused at this time.

HJR 34 - Representative Roush moved that HJR 34 do pass. Representative Bardanouve made a substitute motion that HJR 34 do not pass. The substitute motion carried as follows:

Ayes: Addy, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Keyser, Kitselman, Lory, McBride, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, Phillips, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Swift, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow.

Total 60

Noes: Abrams, Bachini, Brand, D. Brown, Daily, Hand, Hanson, Holliday, Howe, Jacobsen, Keenan, Kennerly, Koehnke, Lybeck, McCormick, Manuel, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Roush, Solberg, Spaeth, Stobie, Switzer, Underdal, Vinger, Zabrocki.

Total 29

Excused: Bengtson, Farris, Neuman, Nilson, Yardley.

Total 5

Absent or not voting: Asay, Driscoll, Hammond, Marks, Ryan, Shontz.

Total 6

HJR 36 - That HJR 36, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, D. Brown, Compton, Curtiss, Devlin, Ellerd, Fagg, Hart, Jacobsen, J. Jensen, Jones, Kennerly, Keyser, Manuel, Miller, Nordtvedt, Pavlovich, Roush, Ryan, Sales, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Winslow.

Total 29

Noes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, R. Jensen, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Metcalf, Mueller, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Zabrocki.

Total 61

Excused: Bengtson, Farris, Neuman, Nilson, Yardley.

Total 5

Absent or not voting: Bardanouve, Hannah, Iverson, Lybeck, Menahan.

Total 5

That HJR 36 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: Hansen.

Total 1

Excused: Bengtson, Farris, Neuman, Nilson, Yardley.

Total 5

Absent or not voting: Bardanouve, Brand, Driscoll, Ernst, Hammond, Holliday, Manuel, Shontz.

Total 8

Representative Quilici excused at this time.

Representative Neuman present at this time.

HB 30 - That Senate amendments to HB 30 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bengtson, Farris, Nilson, Quilici, Yardley.

Total 5

Absent or not voting: Abrams, Brand, Hammond, Holliday, Keenan, Lory, Marks, Shontz.

Total 8

Representative Quilici present at this time.

HB 35 - That Senate amendments to HB 35 be concurred in. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Winslow, Zabrocki.

Total 64

Noes: Addy, Bertelsen, J. Brown, Darko, Hansen, Harper, Hart, Howe, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, Metcalf, Ream, Roush, Saunders, Vincent, Waldron, Williams.

Total 21

Excused: Bengtson, Farris, Nilson, Yardley.

Total 4

Absent or not voting: Asay, Bergene, Brand, Driscoll, Eudaily, Hammond, Hannah, Harrington, Marks, Pistoria, Shontz.

Total 11

HB 37 - That Senate amendments to HB 37 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Nisbet, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Addy, Bachini, Peck, Saunders.

Total 4

Excused: Bengtson, Farris, Nilson, Yardley.

Total 4

Absent or not voting: Brand, Driscoll, Fabrega, Hannah, Marks, Miller, Neuman, Pavlovich, Pistoria, Smith, Spaeth, Thoft, Waldron.

Total 13

Representatives Daily, Neuman, and Quilici excused at this time.

HB 68 - That Senate amendments to HB 68 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 77

Noes: D. Brown, Devlin, Harp, Hemstad, Seifert, Solberg, Stobie, Swift, Switzer, Underdal, Waldron.

Total 11

Excused: Bengtson, Daily, Farris, Neuman, Nilson, Quilici, Yardley.

Total 7

Absent or not voting: Brand, Hannah, Marks, Nisbet, Winslow.

Total 5

Representative Shontz excused at this time.

HB 83 - That Senate amendments to HB 83 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 88

Noes: Saunders.
Total 1

Excused: Bengtson, Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.
Total 8

Absent or not voting: Brand, Howe, Nisbet.
Total 3

HB 118 - That Senate amendments to HB 118 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Winslow, Zabrocki.
Total 83

Noes: Bliss, Hannah, Nordtvedt, Vinger, Williams.
Total 5

Excused: Bengtson, Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.
Total 8

Absent or not voting: Brand, Howe, McCormick, Waldron.
Total 4

HB 126 - Representative Iverson moved that Senate amendments to HB 126 be passed to the bottom of the board. Motion carried.

HB 130 - That Senate amendments to HB 130 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Miller, Mueller, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 76

Noes: Hammond, J. Jensen, Kadas, Kemmis, Keyser, Metcalf, Ream, Veleber.

Total 8

Excused: Bengtson, Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.

Total 8

Absent or not voting: Brand, Dozier, Fagg, Harrington, McCormick, Marks, O'Connell, Underdal.

Total 8

HB 151 - That Senate amendments to HB 151 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Keyser.

Total 1

Excused: Bengtson, Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.

Total 8

Absent or not voting: Brand, Dozier, Fabrega, Harrington, McCormick, Menahan, Underdal.

Total 7

Representative Bengtson present at this time.

HB 166 - That Senate amendments to HB 166 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Kadas.

Total 1

Excused: Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.

Total 7

Absent or not voting: Dozier, Hannah, Harrington, McCormick, Marks, Nordtvedt, Pistoria, Schye, Stobie, Underdal.

Total 10

HB 169 - That Senate amendments to HB 169 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Driscoll.

Total 1

Excused: Daily, Farris, Neuman, Nilson, Quilici, Shontz, Yardley.

Total 7

Absent or not voting: Connelly, Dozier, Hannah, Harrington, McCormick, Marks, Menahan, Nordtvedt, Pistoria.

Total 9

Representative Neuman present at this time.

HB 182 - That Senate amendments to HB 182 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Daily, Farris, Nilson, Quilici, Shontz, Yardley.

Total 6

Absent or not voting: Fagg, Harrington, Lory, McCormick, Marks, Manuel, Phillips.

Total 7

Representative Quilici present at this time.

HB 194 - That Senate amendments to HB 194 be concurred in. Motion failed as follows:

Ayes: Asay, Bachini, Bengtson, Bergene, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hand, Hannah, Hanson, Harp, Hemstad, Howe, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Peck, Pistoria, Ramirez, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow.

Total 45

Noes: Abrams, Addy, Bardanouve, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Fagg, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Spaeth, Stobie, Veleber, Waldron, Zabrocki.

Total 49

Excused: Daily, Farris, Nilson, Shontz, Yardley.

Total 5

Absent or not voting: Brand.

Total 1

That Senate amendments to HB 194 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Ellison, Fabrega, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Smith, Spaeth, Stobie, Veleber, Vinger, Waldron, Williams, Zabrocki.

Total 55

Noes: Asay, Bachini, Bengtson, Bergene, Bliss, Compton, Curtiss, Devlin, Ellerd, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Jacobsen, Keyser, Kitselman, Lory, Lybeck, Miller, Mueller, Peck, Phillips, Pistoria, Ramirez, Sales, Schultz, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Vincent, Wallin, Winslow.

Total 39

Excused: Daily, Farris, Nilson, Shontz, Yardley.

Total 5

Absent or not voting: Brand.

Total 1

HB 199 - That Senate amendments to HB 199 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye,

Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 89

Noes: None.
Total 0

Excused: Daily, Farris, Nilson, Shontz, Yardley.
Total 5

Absent or not voting: Brand, Harper, Kadas, Koehnke, Marks, O'Connell.
Total 6

HB 212 - That Senate amendments to HB 212 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Zabrocki.
Total 74

Noes: Asay, Bliss, Compton, Ellison, Ernst, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, Ryan, Schultz, Seifert, Solberg, Stobie, Switzer, Vinger, Winslow.
Total 19

Excused: Daily, Farris, Nilson, Shontz, Yardley.
Total 5

Absent or not voting: Brand, Marks.
Total 2

HB 219 - That Senate amendments to HB 219 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.
Total 92

Noes: None.
Total 0

Excused: Daily, Farris, Nilson, Shontz, Yardley.
Total 5

Absent or not voting: Brand, Marks, Winslow.

Total 3

Representative Bengtson excused at this time.

HB 407 - Representative J. Brown moved that HB 407 be placed below HB 229. Motion carried.

HB 222 - That Senate amendments to HB 222 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Bengtson, Daily, Farris, Nilson, Shontz, Yardley.

Total 6

Absent or not voting: Bardanouve, Brand, Devlin, O'Connell, Seifert, Switzer, Winslow.

Total 7

Representative Bengtson present at this time.

HB 224 - That Senate amendments to HB 224 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Daily, Farris, Nilson, Shontz, Yardley.

Total 5

Absent or not voting: Bardanouve, Brand, Devlin, Hannah, Koehnke, Lory, Manuel, O'Connell, Winslow.

Total 9

Representatives Bardanouve, Donaldson, Marks, Manuel, Thoft, and Waldron excused at this time.

Representative Shontz present at this time.

HB 228 - Representative Quilici moved that Senate amendments to HB 228 be concurred in. Representative Harper made a substitute motion that Senate amendments to HB 228 be not concurred in. The substitute motion failed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Hammond, Hansen, Harper, Hart, Howe, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Menahan, Metcalf, Nisbet, Peck, Ream, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 46

Noes: Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Jacobsen, R. Jensen, Jones, Kitselman, McCormick, Marks, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 48

Paired: Bardanouve, Daily, Driscoll, Harper, Waldron, Ayes; Donaldson, Harrington, Marks, Quilici, Seifert, Noes.

Excused: Farris, Manuel, Nilson, Thoft, Yardley.

Total 5

Absent or not voting: Ellerd.

Total 1

That Senate amendments to HB 228 be concurred in. Motion carried as follows:

Ayes: Abrams, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 53

Noes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Hammond, Hansen, Harper, Hart, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, Menahan, Metcalf, Nisbet, Peck, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Zabrocki.

Total 41

Paired: Donaldson, Harrington, Marks, Quilici, Seifert, Ayes; Bardanouve, Daily, Driscoll, Harper, Waldron, Noes.

Excused: Farris, Manuel, Nilson, Thoft, Yardley.

Total 5

Absent or not voting: Ellerd.

Total 1

Representative Bengtson excused at this time.

HB 229 - That Senate amendments to HB 229 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Marks, Manuel, Nilson, Thoft, Waldron, Yardley.

Total 11

Absent or not voting: Dozier, Ellerd, Fagg, Hansen, Harrington, Menahan.

Total 6

Representative Quilici excused at this time.

HB 407 - That HB 407, second reading copy, be amended as follows:

1. Title, line 6.

Following: "BANKS"

Insert: "; AND PROVIDING AN EFFECTIVE DATE AND TERMINATION DATE"

2. Page 1, line 11.

Following: "Services"

Strike: "for" on line 1 through "distributing" on line 13

Insert: "to establish and coordinate a statewide network of volunteer food bank services. The department may use the money for the salary and expenses of not more than one FTE employee or for contracting for such services. Volunteer food bank services include the donation, collection, storage, and distribution of"

3. Page 1, line 14.

Following: "food"

Insert: "and surplus commodities"

4. Page 1, line 15.

Following: line 14

Insert: "Section 2. Effective date — termination date. This act is effective July 1, 1983 and terminates June 30, 1984."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye,

Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Marks, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 12

Absent or not voting: Ellerd, Fabrega, Hansen, Harrington, Hart, Nordtvedt.

Total 6

That HB 407, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Swift, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 75

Noes: Compton, Fagg, Mueller, Ryan, Seifert, Shontz, Solberg, Stobie, Switzer, Underdal, Vinger.

Total 11

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Marks, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 12

Absent or not voting: Ellerd, Harrington.

Total 2

HB 231 - That Senate amendments to HB 231 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Marks, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 12

Absent or not voting: Ellerd, Ellison, Hansen, Harrington, Keyser, Underdal, Winslow.

Total 7

Representative Thoft present at this time.

Representative Hemstad excused at this time.

HB 234 - That Senate amendments to HB 234 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Hemstad, Marks, Manuel, Nilson, Quilici, Waldron, Yardley.

Total 12

Absent or not voting: Bergene, Dozier, Harrington.

Total 3

HB 245 - That Senate amendments to HB 245 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Bengtson, Bergene, Daily, Donaldson, Farris, Hemstad, Marks, Manuel, Nilson, Quilici, Waldron, Yardley.

Total 12

Absent or not voting: Dozier, Harrington.

Total 2

Representative Marks present at this time.

HB 250 - That Senate amendments to HB 250 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow.

Total 80

Noes: D. Brown, Iverson, Kennerly, McCormick, Spaeth, Zabrocki.

Total 6

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Hemstad, Manuel, Nilson, Quilici, Waldron, Yardley.

Total 11

Absent or not voting: Dozier, Harrington, Switzer.

Total 3

Representative Thoft excused at this time.

HB 264 - That Senate amendments to HB 264 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Hemstad, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 12

Absent or not voting: D. Brown, Dozier, Driscoll, Harrington, Switzer.

Total 5

HB 126 - That Senate amendments to HB 126 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Hemstad, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 12

Absent or not voting: D. Brown, Curtiss, Dozier, Driscoll, Keyser, Switzer, Winslow.

Total 7

Representative Winslow excused at this time.

HB 266 - That Senate amendments to HB 266 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Donaldson, Farris, Hemstad, Manuel, Nilson, Quilici, Thoft, Waldron, Winslow, Yardley.

Total 13

Absent or not voting: Devlin, Dozier, Shontz.

Total 3

Representatives Marks and Shontz excused at this time.

Representative Bengtson present at this time.

HB 267 - That Senate amendments to HB 267 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 84

Noes: Neuman.

Total 1

Excused: Bardanouve, Daily, Donaldson, Farris, Hemstad, Marks, Manuel, Nilson, Quilici, Shontz, Waldron, Winslow, Yardley.

Total 13

Absent or not voting: Dozier, Schultz.

Total 2

Representatives Bardanouve, Donaldson, Marks, Shontz, Thoft, and Winslow present at this time.

HB 273 - That Senate amendments to HB 273 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Daily, Farris, Hemstad, Manuel, Nilson, Quilici, Waldron, Yardley.

Total 8

Absent or not voting: Curtiss, Dozier.

Total 2

Representatives Bengtson, Marks, and Thoft excused at this time.

HB 277 - That Senate amendments to HB 277 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 84

Noes: Saunders, Stobie.

Total 2

Excused: Bengtson, Daily, Farris, Hemstad, Marks, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 11

Absent or not voting: Dozier, Fagg, Underdal.

Total 3

Representative Marks present at this time.

HB 290 - That Senate amendments to HB 290 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Bengtson, Daily, Farris, Hemstad, Manuel, Nilson, Quilici, Thoft, Waldron, Yardley.

Total 10

Absent or not voting: Curtiss, Fagg, Hannah, O'Connell.

Total 4

Representatives Bengtson and Thoft present at this time.

Representatives Bardanouve and Winslow excused at this time.

HB 293 - That Senate amendments to HB 293 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Bardanouve, Daily, Farris, Hemstad, Manuel, Nilson, Quilici, Waldron, Winslow, Yardley.

Total 10

Absent or not voting: Curtiss, Fagg, Hannah, O'Connell, Switzer.

Total 5

Representatives Hemstad and Quilici present at this time.

Representative Marks excused at this time.

HB 299 - That Senate amendments to HB 299 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Bardanouve, Daily, Farris, Marks, Manuel, Nilson, Waldron, Winslow, Yardley.

Total 9

Absent or not voting: Hannah, R. Jensen, O'Connell.

Total 3

Representative Marks present at this time.

Representative Bengtson excused at this time.

HB 303 - That Senate amendments to HB 303 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Daily, Farris, Manuel, Nilson, Waldron, Winslow, Yardley.

Total 9

Absent or not voting: R. Jensen.

Total 1

Representative Shontz excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Darko moved that the committee of the whole report be deemed read. Motion carried. Chairman Darko moved the adoption of the committee report. Report adopted. (89-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representatives Bengtson, Manuel, and Shontz present at this time.

HB 23 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 76

Noes: Bliss, Curtiss, Ellerd, Ellison, Ernst, Eudaily, Hannah, Kitselman, Lory, Ramirez, Ryan, Sales, Seifert, Solberg, Stobie, Switzer, Underdal.

Total 17

Excused: Bardanouve, Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 7

Absent or not voting: None.

Total 0

Representative Bardanouve present at this time.

HJR 32 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Underdal, Veleber, Vincent, Williams, Zabrocki, Mr. Speaker.

Total 73

Noes: Bergene, Devlin, Ellerd, Eudaily, Hanson, Harp, Keyser, Marks, Mueller, Peck, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Wallin.

Total 20

Excused: Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 6

Absent or not voting: Harrington.

Total 1

HJR 35 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips,

Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 92

Noes: Seifert.

Total 1

Excused: Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 6

Absent or not voting: Harrington.

Total 1

SJR 3 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, R. Jensen.

Total 2

Excused: Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 6

Absent or not voting: Harrington.

Total 1

SJR 7 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 84

Noes: Brand, Eudaily, Hammond, J. Jensen, Lory, Marks, Sales, Spaeth, Mr. Speaker.

Total 9

Excused: Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 6

Absent or not voting: Harrington.

Total 1

SJR 10 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Zabrocki, Mr. Speaker.

Total 59

Noes: Asay, Bliss, Curtiss, Devlin, Ellerd, Ellison, Hand, Hannah, Hanson, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 33

Excused: Daily, Farris, Nilson, Waldron, Winslow, Yardley.

Total 6

Absent or not voting: Harrington, Nordtvedt.

Total 2

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 68. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 118. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 194. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 299. Motion carried.

Representative Pistoria moved that the rules be temporarily suspended to allow Senate amendments to HB 193 to be returned to the House. Motion carried.

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 68:

Representative Harper, Chairman
Representative Seifert
Representative Veleber

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 118:

Representative Harper, Chairman
Representative Donaldson
Representative Shontz

ANNOUNCEMENTS

The Speaker appointed the following members to the Montana Historical Society's informal committee for the selection of honorees for the niches on the main floor of the Capitol:

Representative Metcalf
Representative Miller

Representative Vincent moved that the House adjourn until 2:00 p.m., March 31, 1983.

Motion carried.

House adjourned at 6:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-THIRD LEGISLATIVE DAY

Helena, Montana
March 31, 1983

House Chambers
State Capitol

House convened at 2:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/30/83

Considered correctly engrossed: HJR 36.

Correctly enrolled: HB 121, HB 176, HB 213, HB 306, HB 312, HB 360, HB 371, HB 415, HB 426, HB 534, HB 595, HB 608, HB 609, HB 633, HB 684, HB 698, HB 732, HJR 30.

BILLS (J. Brown, Vice-Chairman): 3/31/83

Correctly printed: HB 923.

Correctly engrossed: HB 407.

Signed by the Speaker at 1:30 p.m., 3/30/83: HB 215, HB 384, HB 421, HB 491, HB 602, HB 603, HB 618, HB 795, SB 251.

Signed by the Speaker at 3:05 p.m., 3/30/83: HB 706, HJR 21, HJR 22.

Signed by the Speaker at 5:22 p.m., 3/30/83: HB 105, HB 257, HB 529, HB 634, HB 678, HB 710, HB 731, HB 789, HB 811.

Delivered to the Governor for his approval at 9:25 a.m., 3/30/83: HB 96, HB 420, HB 455, HB 459, HB 467, HB 513, HB 651, HB 671, HB 687, HB 699, HB 822.

Delivered to the Governor for his approval at 9:57 a.m., 3/31/83: HB 215, HB 384, HB 421, HB 491, HB 602, HB 603, HB 618, HB 706, HB 795.

Delivered to the Secretary of State for his approval at 9:55 a.m., 3/31/83: HJR 21, HJR 22.

BUSINESS AND INDUSTRY (Metcalf, Chairman): 3/30/83

HB 923, introduced bill, be amended as follows:

1. Page 4, line 11.

Following: "quota"

Strike: "by more than ~~33%~~ 40%"

2. Page 4, line 12.

Following: "16-4-502"

Insert: "(A) by more than 33%, or

(B) in an incorporated city of more than 10,000 inhabitants and within a distance of 5 miles from its corporate limits by more than 40%"

And, as amended, do pass. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

March 31, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bill 196, 425, 480, 519, 617, 807, and 857.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House amendments to Senate bills concurred in:

3/30/83

SB 94, introduced by Regan, B. Brown, Blaylock, et al.

SB 95, introduced by McCallum, B. Brown, Mohar

SB 114, introduced by Thomas, Miller

SB 120, introduced by Boylan, Christiaens

SB 384, introduced by Turnage, Goodover, Crippen, et al.

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

3/30/83

HB 193, introduced by Pistoria, Manning, McCormick

MOTIONS

Representative Yardley moved that the rules be temporarily suspended to allow for the drafting and introduction of a bill. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Neuman in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 319 - That Senate amendments to HB 319 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.
Total 80

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, D. Brown, Daily, Driscoll, Eudaily, Menahan, Nordtvedt, Pavlovich, Shontz, Stobie.

Total 10

HB 321 - That Senate amendments to HB 321 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, D. Brown, Daily, Donaldson, Menahan, Nordtvedt, Pavlovich, Peck, Shontz.

Total 9

HB 331 - That Senate amendments to HB 331 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Brand, D. Brown, Daily, Donaldson, Jacobsen, Pavlovich.

Total 7

HB 336 - That Senate amendments to HB 336 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart,

Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Brand, D. Brown, Sands, Shontz.

Total 5

HB 349 - That Senate amendments to HB 349 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, D. Brown, Menahan.

Total 3

HB 363 - That Senate amendments to HB 363 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: D. Brown, Ellison, Manuel, Menahan, Pavlovich.

Total 5

HB 364 - That Senate amendments to HB 364 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: D. Brown, Donaldson, Dozier, Fagg, Keyser, Manuel, Pavlovich, Shontz.

Total 8

HB 370 - That Senate amendments to HB 370 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Kadas, Ramirez.

Total 2

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bertelsen, D. Brown, Fagg, Pavlovich, Seifert, Shontz.

Total 6

HB 375 - That Senate amendments to HB 375 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bengtson, D. Brown, Devlin, Fagg, Manuel.

Total 5

HB 376 - That Senate amendments to HB 376 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Asay, Devlin, Hannah, Keyser, Schultz, Shontz, Stobie, Swift.

Total 8

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bengtson, D. Brown, Ernst, Fagg.

Total 4

HB 390 - That Senate amendments to HB 390 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Driscoll.

Total 1

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, D. Brown, Dozier, Seifert.

Total 4

HB 391 - That Senate amendments to HB 391 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, D. Brown, Menahan, Shontz.

Total 4

HB 408 - That Senate amendments to HB 408 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schye, Shontz, Smith, Solberg, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 74

Noes: Ellison, Fagg, Hannah, Hanson, Iverson, Keyser, Lory, Sands, Schultz, Seifert, Stobie, Swift, Underdal, Wallin.

Total 14

Excused: Harp, R. Jensen, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 10

Absent or not voting: Bardanouve, Donaldson.

Total 2

Representative McBride excused at this time.

HB 427 - That Senate amendments to HB 427 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Harp, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Bardanouve, Donaldson, Driscoll, Menahan, Shontz.

Total 5

HB 429 - That Senate amendments to HB 429 be not concurred in. Motion carried. (79-5)

Representative Nordtvedt in the Chair.

HB 434 - That Senate amendments to HB 434 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Keyser.

Total 1

Excused: Harp, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Asay, Bergene, Dozier, Manuel, Menahan, Schultz.

Total 6

HB 437 - That Senate amendments to HB 437 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Harp, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Curtiss, Menahan, Schultz, Shontz.

Total 4

Representative Harp present at this time.

Representative Driscoll excused at this time.

HB 441 - That Senate amendments to HB 441 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Dozier, Lybeck, Menahan, Shontz.

Total 4

Representative Neuman in the Chair.

HB 449 - That Senate amendments to HB 449 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet,

Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Dozier, Fabrega, Hammond, Menahan, Schultz, Shontz, Smith.

Total 7

HB 457 - That Senate amendments to HB 457 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Dozier, Ellerd, Fabrega, Hammond, Sands.

Total 5

HB 461 - That Senate amendments to HB 461 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, McBride, Marks, Phillips, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 11

Absent or not voting: Asay, Bardanouve, Dozier, Ellerd, Fabrega, Hammond, Hannah, Metcalf, Quilici.

Total 9

Representatives McBride and Phillips present at this time.

HB 466 - That Senate amendments to HB 466 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Kadas.

Total 1

Excused: Driscoll, R. Jensen, Marks, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 9

Absent or not voting: Bardanouve, Bengtson, Ellerd, Hammond, Hannah, Menahan.

Total 6

HB 490 - That Senate amendments to HB 490 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Marks, Roush, Switzer, Thoft, Vinger, Waldron, Winslow.

Total 9

Absent or not voting: Bardanouve, Bengtson, Donaldson, Ellerd, Hammond, Hannah, Underdal.

Total 7

Representatives Marks and Switzer present at this time.

HB 504 - That Senate amendments to HB 504 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Veleber, Vincent, Wallin, Williams, Yardley.
Total 83

Noes: Sands, Swift.
Total 2

Excused: Driscoll, R. Jensen, Roush, Thoft, Vinger, Waldron, Winslow.
Total 7

Absent or not voting: Bardanouve, Donaldson, Ellerd, Hammond, Hannah, Sales, Underdal, Zabrocki.
Total 8

HB 506 - That Senate amendments to HB 506 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.
Total 90

Noes: None.
Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Vinger, Waldron, Winslow.
Total 7

Absent or not voting: Bardanouve, Brand, Sales.
Total 3

Representative Marks excused at this time.

HB 507 - That Senate amendments to HB 507 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: D. Brown, Curtiss, Fagg, J. Jensen, Kadas, Keyser, Ramirez.

Total 7

Excused: Driscoll, R. Jensen, Marks, Roush, Thoft, Vinger, Waldron, Winslow.

Total 8

Absent or not voting: Bardanouve, Brand, Hammond, Harrington.

Total 4

Representative Marks present at this time.

HB 522 - That Senate amendments to HB 522 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: D. Brown, Peck, Sales.

Total 3

Excused: Driscoll, R. Jensen, Roush, Thoft, Vinger, Waldron, Winslow.

Total 7

Absent or not voting: Bardanouve, Brand, Sands, Stobie.

Total 4

Representative Vinger present at this time.

Representative Marks excused at this time.

HB 528 - That Senate amendments to HB 528 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: Ellison, Hansen.

Total 2

Excused: Driscoll, R. Jensen, Marks, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: Brand, Fagg.

Total 2

Representative Marks present at this time.

HB 539 - That Senate amendments to HB 539 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Darko, Ellerd.

Total 3

HB 541 - That Senate amendments to HB 541 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Keyser, Sales.

Total 2

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Bertelsen, Darko, Fabrega, Harrington, Stobie.

Total 6

HB 548 - That Senate amendments to HB 548 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond,

Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Bergene, Bertelsen, Harrington, Keyser, Stobie.

Total 6

HB 562 - That Senate amendments to HB 562 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Ellison, Fagg, Lory, McCormick.

Total 5

Representatives Bengtson and Marks excused at this time.

HB 567 - That Senate amendments to HB 567 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: Sales.

Total 1

Excused: Bengtson, Driscoll, R. Jensen, Marks, Roush, Thoft, Waldron, Winslow.

Total 8

Absent or not voting: Bardanouve, McCormick, Shontz.

Total 3

Representatives Bengtson and Marks present at this time.

HB 575 - That Senate amendments to HB 575 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, McCormick.

Total 2

Representative R. Jensen present at this time.

Representatives Marks and Vinger excused at this time.

HB 578 - That Senate amendments to HB 578 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Vinger, Waldron, Winslow.

Total 7

Absent or not voting: Bardanouve, McCormick, Schultz.

Total 3

Representative Vinger present at this time.

HB 581 - Representative Fabrega moved that Senate amendments to HB 581 be concurred in. Representative Nordtvedt made a substitute motion that Senate amendments to HB 581 be not concurred in. The substitute motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Bachini, Darko, Eudaily, McBride, Nisbet, Peck, Schye.

Total 7

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bergene, Bertelsen, Daily, McCormick, Mueller, Quilici, Shontz.

Total 7

Representative Switzer excused at this time.

Representative Marks present at this time.

HB 606 - That Senate amendments to HB 606 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 83

Noes: D. Brown, Fagg, R. Jensen, Nordtvedt, Phillips, Stobie.

Total 6

Excused: Driscoll, Roush, Switzer, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Harrington, McCormick, Nisbet, Seifert, Shontz.

Total 5

Representative Switzer present at this time.

Representatives Bengtson and Marks excused at this time.

HB 615 - That Senate amendments to HB 615 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Bengtson, Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: D. Brown, Hansen, Harrington, Jacobsen, McCormick, Seifert, Shontz.

Total 7

Representative Bengtson present at this time.

Representative R. Jensen excused at this time.

HB 616 - That Senate amendments to HB 616 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Marks, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: D. Brown, Ellison, Hammond, Hansen, McCormick, Shontz.

Total 6

Representative Harp excused at this time.

Representative R. Jensen present at this time.

HB 627 - That Senate amendments to HB 627 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: Hemstad, Solberg, Spaeth.

Total 3

Excused: Driscoll, Harp, Marks, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: D. Brown, Curtiss, Ellerd, Kadas, McCormick.

Total 5

Representative Harp present at this time.

Representative Bengtson excused at this time.

HB 631 - That Senate amendments to HB 631 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 77

Noes: Hannah, Hemstad, Kemmis, Nordtvedt, Ramirez, Solberg, Spaeth, Stobie.

Total 8

Excused: Bengtson, Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: D. Brown, Curtiss, Donaldson, Dozier, Eudaily, Hammond, McCormick, Pistoria.

Total 8

Representative Bengtson present at this time.

HB 632 - That Senate amendments to HB 632 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride,

Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bertelsen, D. Brown, Curtiss, Donaldson, Dozier, McCormick, Manuel.

Total 7

HB 642 - That Senate amendments to HB 642 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: D. Brown, Curtiss, Donaldson, Dozier, Hansen, McCormick.

Total 6

HB 653 - That Senate amendments to HB 653 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Stobie.

Total 1

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Bertelsen, Brand, D. Brown, Curtiss, Donaldson, Dozier, Hannah, McCormick, Nordtvedt, Ramirez.

Total 11

HB 656 - That Senate amendments to HB 656 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Bachini, Ellison, Peck.

Total 3

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Brand, D. Brown, Curtiss, Donaldson, Fagg, Nordtvedt.

Total 7

HB 660 - That Senate amendments to HB 660 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Ryan, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Hannah, Neuman, Phillips, Ramirez, Sales, Sands, Seifert, Underdal.

Total 8

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Brand, Donaldson, Dozier, Harrington, Nordtvedt, Stobie.

Total 7

HB 691 - That Senate amendments to HB 691 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday,

Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Donaldson, Dozier, Harrington, Shontz.

Total 5

HB 701 - That Senate amendments to HB 701 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Connelly, Curtiss, Donaldson, Dozier, Harrington, Shontz.

Total 6

HB 721 - That Senate amendments to HB 721 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Connelly, Donaldson, Dozier, Ellison, Fagg, Harrington, Seifert, Shontz.

Total 8

HB 728 - That Senate amendments to HB 728 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bertelsen, Donaldson, Fabrega, Fagg, Seifert.

Total 5

HB 730 - That Senate amendments to HB 730 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: Solberg.

Total 1

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bertelsen, Donaldson, Dozier, Fabrega, Menahan, Seifert.

Total 6

HB 743 - That Senate amendments to HB 743 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Connelly, Donaldson, Ellerd, Fabrega, Fagg, Koehnke, Seifert, Shontz, Stobie.

Total 9

HB 746 - That Senate amendments to HB 746 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Connelly, Daily, Ellerd, Fabrega, Fagg, Williams.

Total 6

Representative Marks present at this time.

HB 770 - That Senate amendments to HB 770 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Saunders, Schye, Shontz, Smith, Solberg, Spaeth,

Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 82

Noes: Curtiss, Ellison, Hannah, Keyser, Kitselman, Ramirez, Sales, Sands, Schultz, Seifert, Stobie, Swift.
Total 12

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.
Total 5

Absent or not voting: Fabrega.
Total 1

HB 776 - That Senate amendments to HB 776 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 88

Noes: Addy, Asay, Solberg, Stobie.
Total 4

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.
Total 5

Absent or not voting: Ellison, Fabrega, Harrington.
Total 3

HB 786 - That Senate amendments to HB 786 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 92

Noes: None.
Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.
Total 5

Absent or not voting: Bardanouve, Fabrega, Ryan.

Total 3

HB 792 - Representative D. Brown moved that consideration on Senate amendments to HB 792 be passed for the day. Motion carried.

HB 794 - That Senate amendments to HB 794 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Bardanouve.

Total 1

HB 802 - Representative D. Brown moved that consideration on Senate amendments to HB 802 be passed for the day. Motion carried.

HB 805 - Representative Shontz moved that consideration on Senate amendments to HB 805 be passed for the day. Motion carried.

Representative R. Jensen excused at this time.

HB 812 - That Senate amendments to HB 812 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Driscoll, R. Jensen, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Bertelsen, Dozier.

Total 3

Representative R. Jensen present at this time.

Representative Switzer excused at this time.

HB 825 - Representative Addy moved that Senate amendments to HB 825 be concurred in. Representative Marks made a substitute motion that consideration on Senate amendments to HB 825 be passed for the day. The substitute motion failed as follows:

Ayes: Bergene, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Harp, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Underdal, Vinger, Wallin.

Total 44

Noes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 46

Excused: Driscoll, Roush, Switzer, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bardanouve, Dozier, Nilson, Shontz.

Total 4

Representative Ramirez made a substitute motion that Senate amendments to HB 825 be not concurred in. Representative Ramirez withdrew his substitute motion.

Representative Switzer present at this time.

Representative Addy moved that Senate amendments to HB 825 be concurred in. Motion failed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Fagg, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 46

Noes: Bergene, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 47

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Bardanouve, Nilson.

Total 2

Representative Kemmis moved that consideration on Senate amendments to HB 825 be passed for the day. Motion carried.

HB 832 - Representative Fabrega moved that consideration on Senate amendments to HB 832 be passed for the day. Motion carried.

HB 855 - That Senate amendments to HB 855 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Bardanouve, Curtiss, Nilson, Nordtvedt, Veleber.

Total 5

HB 873 - That Senate amendments to HB 873 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: Ellison, Ryan, Seifert, Solberg, Stobie, Swift, Underdal.

Total 7

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Bardanouve, D. Brown, Curtiss, Ellerd, Keyser, Manuel, Metcalf, Nilson.

Total 8

Representative Marks excused at this time.

HB 887 - That Senate amendments to HB 887 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: D. Brown, Dozier, Manuel, Metcalf, Nilson.

Total 5

Representative Marks present at this time.

HJR 5 - That Senate amendments to HJR 5 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: R. Jensen, Vinger.

Total 2

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: D. Brown, Dozier, Manuel, Metcalf, Nilson.

Total 5

Representative Marks excused at this time.

HJR 14 - That Senate amendments to HJR 14 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: D. Brown, Dozier, Eudaily, Manuel, Metcalf, Nilson.

Total 6

Representative Marks present at this time.

HJR 19 - That Senate amendments to HJR 19 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 87

Noes: Bliss, Hannah, Sands.

Total 3

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Bertelsen, Dozier, Fabrega, Metcalf, Nilson.

Total 5

HB 373 - That Senate amendments to the statement of intent to HB 373 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Donaldson, Dozier, Nilson, Seifert.

Total 4

HB 424 - That Senate amendments to the statement of intent to HB 424 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 87

Noes: None.
Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.
Total 5

Absent or not voting: Donaldson, Dozier, Fagg, Harrington, Keyser, Nilson, Seifert, Stobie.
Total 8

Representative Marks excused at this time.

HB 472 - That Senate amendments to the statement of intent to HB 472 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 87

Noes: None.
Total 0

Excused: Driscoll, Marks, Roush, Thoft, Waldron, Winslow.
Total 6

Absent or not voting: Donaldson, Dozier, Fagg, Harrington, Nilson, Seifert, Stobie.
Total 7

Representative Marks present at this time.

HB 572 - That Senate amendments to the statement of intent to HB 572 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hemstad, Holliday,

Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Donaldson, Dozier, Fagg, Harper, Harrington, Hart, Keyser, Metcalf, Mueller, Nilson, Seifert.

Total 11

HB 592 - That Senate amendments to the statement of intent to HB 592 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Bertelsen, Peck.

Total 2

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Donaldson, Dozier, Hannah, Harrington, Iverson, Nilson, Underdal.

Total 7

HB 673 - That Senate amendments to the statement of intent to HB 673 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Driscoll, Roush, Thoft, Waldron, Winslow.

Total 5

Absent or not voting: Donaldson, Dozier, Hannah, Harrington, Nilson.

Total 5

Representative Nilson excused at this time.

HB 851 - That Senate amendments to the statement of intent to HB 851 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Dozier, Hannah.

Total 2

Representative Nilson excused at this time.

HB 92 - That the Governor's amendments to HB 92 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Dozier, Howe.

Total 2

HB 205 - That the Governor's amendments to HB 205 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bengtson, Dozier, Quilici.

Total 3

HB 670 - That the Governor's amendments to HB 670 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Dozier, Kemmis.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Neuman moved that the committee of the whole report be deemed read. Motion carried. Chairman Neuman moved the adoption of the committee report. Report adopted. (91-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HJR 36 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Hansen.

Total 1

HB 30, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

Representative Marks excused at this time.

HB 35, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz,

Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vinger, Wallin, Williams, Mr. Speaker.

Total 76

Noes: Addy, Bachini, Bardanouve, Bergene, Brand, Darko, Harper, Hart, J. Jensen, Kadas, McBride, Metcalf, Spaeth, Vincent, Yardley, Zabrocki.

Total 16

Excused: Driscoll, Marks, Nilson, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: Hansen.

Total 1

Representative Marks present at this time.

HB 37, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Addy, Bachini, Bardanouve, Brand, Connelly, Farris, J. Jensen, Peck, Spaeth.

Total 9

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Seifert.

Total 1

HB 83, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Saunders.

Total 1

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Seifert.

Total 1

HB 126, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Hart, Metcalf, Peck.

Total 4

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 130, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vincent, Vinger, Wallin, Williams, Yardley.

Total 80

Noes: Bardanouve, Brand, Hammond, Hansen, Harper, J. Jensen, Kadas, Koehnke, Metcalf, Ream, Veleber, Zabrocki, Mr. Speaker.

Total 13

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bertelsen.

Total 1

HB 151, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift,

Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Ellison.

Total 1

HB 151 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: D. Brown, Ellison, Marks, Swift.

Total 4

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 166, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 169, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Dozier.

Total 1

HB 182, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bardanouve, Peck.

Total 2

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 199, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Sands, Swift.

Total 3

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bliss.

Total 1

HB 212, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schye, Seifert, Shontz, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Asay, Bardanouve, D. Brown, Devlin, Ellison, Hannah, Hanson, Iverson, Jones, Kadas, Keyser, Koehnke, Lybeck, Peck, Ryan, Schultz, Smith, Solberg, Stobie.

Total 19

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 219, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Lybeck.

Total 1

HB 222, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 224, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bachini, Farris, Peck.

Total 3

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Ernst, Schultz.

Total 2

HB 229, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 228, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bengtson, Bliss, Brand, D. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin.

Total 55

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, Metcalf, Nilson, Nisbet, Peck, Ream, Saunders, Schye, Smith, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 41

Paired: Holliday, Quilici, Ayes; Driscoll, Nilson, Noes.

Excused: Roush, Thoft, Waldron, Winslow.

Total 4

Absent or not voting: None.

Total 0

HB 231, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 234, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Ryan.

Total 1

HB 234 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 86

Noes: Brand, Farris, J. Jensen, McBride, Menahan, Nordtvedt, Ream, Mr. Speaker.

Total 8

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 245, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Pavlovich.

Total 1

HB 250, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, D. Brown, Lybeck, Pavlovich, Spaeth.

Total 5

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 264, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Manuel.

Total 1

HB 266, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 267, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Bergene.

Total 1

HB 273, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 277, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, Harper, Stobie.

Total 3

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: O'Connell.

Total 1

HB 290, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: None.

Total 0

HB 293, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Driscoll, Nilson, Roush, Thoft, Waldron, Winslow.

Total 6

Absent or not voting: Keyser.

Total 1

Representative Marks excused at this time.

HB 303, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Koehnke, Neuman, Peck, Shontz.

Total 4

Excused: Driscoll, Marks, Nilson, Roush, Thoft, Waldron, Winslow.

Total 7

Absent or not voting: Seifert.

Total 1

MOTIONS

Representative Vincent moved that his vote on Senate amendments to HB 130, second reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 319. Motion carried.

The Speaker appointed the following representatives:

Manuel, Chairman
Roush
Stobie

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 376. Motion carried.

The Speaker appointed the following representatives:

McBride, Chairman
Harrington
Winslow

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 408. Motion carried.

The Speaker appointed the following representatives:

Driscoll, Chairman
Bachini
Schultz

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 429. Motion carried.

The Speaker appointed the following representatives:

J. Jensen, Chairman
Darko
Hannah

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 606. Motion carried.

The Speaker appointed the following representatives:

Koehnke, Chairman
Hammond
R. Jensen

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 656. Motion carried.

The Speaker appointed the following representatives:

Menahan, Chairman
Fagg
Metcalf

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 743. Motion carried.

The Speaker appointed the following representatives:

Lybeck, Chairman
Connelly

Curtiss

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 770. Motion carried.

The Speaker appointed the following representatives:

Spaeth, Chairman
Hansen
Lory

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 776. Motion carried.

The Speaker appointed the following representatives:

Shontz, Chairman
Ramirez
Schye

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 873. Motion carried.

The Speaker appointed the following representatives:

J. Brown, Chairman
Bergene
Metcalf

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HJR 5. Motion carried.

The Speaker appointed the following representatives:

Menahan, Chairman
Marks
Zabrocki

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HJR 19. Motion carried.

The Speaker appointed the following representatives:

Kennerly, Chairman
Asay
Howe

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 581. Motion carried.

The Speaker appointed the following representatives:

Yardley, Chairman
Harrington

Nordtvedt

Representative Fabrega moved that HB 832 be referred to reference printing. Motion carried.

Representative Marks moved that Senate amendments to HB 825 be referred to the Committee on Judiciary. Motion carried.

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 194:

Representative Menahan, Chairman

Representative Addy

Representative Swift

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 299:

Representative J. Brown, Chairman

Representative Marks

Representative Metcalf

Representative Vincent moved that the House adjourn until 9:00 a.m., April 1, 1983.

Motion carried.

House adjourned at 6:18 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-FOURTH LEGISLATIVE DAY

Helena, Montana
April 1, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Shontz, Waldron, Winslow, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the seventieth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 3/31/83
Correctly enrolled: HB 9, HB 495, HB 636, HB 836, HB 872.
Examined by the sponsor (Spaeth) and found to be correct: HB 608, HB 609.
Examined by the sponsor (Menahan) and found to be correct: HJR 30.
Signed by the Speaker at 3:44 p.m., 3/31/83: SB 68, SB 194, SB 244, SB 281, SB 295, SB 342, SB 384, SB 413.
Signed by the Speaker at 4:28 p.m., 3/31/83: SB 138, SB 266.
Signed by the Speaker at 4:52 p.m., 3/31/83: HB 121, HB 176, HB 213, HB 306, HB 312, HB 360, HB 371, HB 426, HB 534, HB 595, HB 608, HB 609, HB 633, HB 684, HB 698, HB 732, HJR 30.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 3/31/83

Recommend that at the close of business April 1, 1983, the following employment be terminated:

Michael Iverson	Page
Todd Butler.....	Page
Elizabeth Kvaalen	Page
Maureen Pavlovich.....	Page
Vadine Bosch.....	Page
Debbie Heath.....	Page
Dianne Dighans	Page
Mickey Quilici.....	Page
Roberta Jenkins.....	Page

Recommend that at the beginning of business April 4, 1983, the following be employed:

Roman Zylawy	Page
Matthew McCarthy.....	Page
Robin Lee	Page
John Courtney	Page
Dereck Neilson.....	Page
James Orth.....	Page
Sharon Lodge.....	Page

MESSAGES FROM THE OTHER HOUSE

House amendments to Senate bills concurred in: 3/31/83

SB 126, introduced by Smith, Nelson

SB 166, introduced by Eck, Van Valkenburg, Boylan, et al.

SB 259, introduced by J. Jacobson, McBride

SB 370, introduced by Etchart, Galt, Lane, et al.

SB 394, introduced by B. Brown, Halligan, Fuller, et al.

SB 415, introduced by Conover, Graham

The Senate, on 3/31/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 68.

The President appointed the following members:

Senator Dover, Chairman
Senator Lee
Senator Mohar

The Senate, on 3/31/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 118.

The President appointed the following members:

Senator McCallum, Chairman
Senator Story
Senator Boylan

The Senate, on 3/31/83, failed to concur in House amendments to SB 118 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 118.

The President appointed the following members:

Senator Story, Chairman
Senator Marbut
Senator Towe

The Senate, on 3/31/83, failed to concur in House amendments to SB 260 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 260.

The President appointed the following members:

Senator Halligan, Chairman
Senator Brown
Senator Mazurek

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HJR 39, introduced by D. Brown, Eck, Iverson, Shaw, Lory, Lee, Tveit. Referred to Committee on Natural Resources.

HR 5, introduced by Kitselman, Wallin, Fagg, Asay, Marks, Neuman, Addy, Phillips, Swift, Bliss, Keyser, Schultz, Compton, Harp, O'Connell, Peck, Koehnke, Lybeck, D. Brown, Pavlovich, Ellerd, Abrams, Daily, Thoft, Jacobsen, Bachini, Pistoria. Referred to Committee on Human Services.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Keenan in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Jacobsen and Waldron present at this time.

HB 792 - Representative Ramirez moved that consideration on HB 792 be passed for the day. Motion carried.

HB 802 - That Senate amendments to HB 802 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: Bliss, Jacobsen, Koehnke, Ramirez, Solberg, Swift.

Total 6

Excused: Bengtson, Donaldson, Driscoll, Ernst, Peck, Shontz, Winslow.

Total 7

Absent or not voting: Asay, Menahan, Nordtvedt, Ryan, Sands, Stobie.

Total 6

HB 805 - Representative Waldron moved that Senate amendments to HB 805 be placed below Senate amendments to HB 100. Motion carried.

HB 82 - That the Governor's amendments to HB 82 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Sales, Swift.

Total 2

Excused: Bengtson, Donaldson, Driscoll, Ernst, Peck, Shontz, Winslow.
Total 7

Absent or not voting: Ryan.
Total 1

HB 24 - That Senate amendments to HB 24 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.
Total 86

Noes: Kadas, Waldron.
Total 2

Excused: Bengtson, Donaldson, Driscoll, Ernst, Peck, Shontz, Winslow.
Total 7

Absent or not voting: Fagg, Harrington, Manuel, Ryan, Seifert.
Total 5

HB 93 - That Senate amendments to HB 93 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 84

Noes: Hannah, Vinger.
Total 2

Excused: Bengtson, Donaldson, Driscoll, Ernst, Peck, Shontz, Winslow.
Total 7

Absent or not voting: Dozier, Fagg, Harrington, Keyser, Nordtvedt, Ryan, Saunders.
Total 7

Representative Shontz present at this time.

HB 100 - That Senate amendments to HB 100 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 82

Noes: Bliss, Devlin, Keyser, Nordtvedt, Phillips, Sales, Seifert, Smith, Solberg, Swift, Switzer.

Total 11

Excused: Bengtson, Donaldson, Driscoll, Ernst, Peck, Winslow.

Total 6

Absent or not voting: Fagg.

Total 1

Representative Jacobsen excused at this time.

HB 805 - That Senate amendments to HB 805 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Winslow.

Total 7

Absent or not voting: Marks, Stobie.

Total 2

Representative Spaeth excused at this time.

HB 172 - That Senate amendments to HB 172 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye,

Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.
Total 85

Noes: None.
Total 0

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Spaeth, Winslow.
Total 8

Absent or not voting: Harrington, Keyser, Marks, Shontz, Smith, Stobie, Yardley.
Total 7

HB 191 - Representative Ramirez moved that consideration on Senate amendments to HB 191 be passed for the day. Motion carried.

HB 193 - That Senate amendments to HB 193 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 86

Noes: None.
Total 0

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Spaeth, Winslow.
Total 8

Absent or not voting: Dozier, Ellerd, Harrington, Marks, Phillips, Stobie.
Total 6

Representatives Neuman and Shontz excused at this time.

HB 221 - That Senate amendments to HB 221 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.
Total 85

Noes: None.

Total 0

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Neuman, Peck, Shontz, Spaeth, Winslow.

Total 10

Absent or not voting: Dozier, Harrington, Marks, Stobie, Yardley.

Total 5

HB 232 - That Senate amendments to HB 232 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 82

Noes: Devlin, Keyser, Sales, Schultz, Switzer.

Total 5

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Neuman, Peck, Shontz, Spaeth, Winslow.

Total 10

Absent or not voting: Harrington, Marks, Yardley.

Total 3

Representative Neuman present at this time.

HB 279 - That Senate amendments to HB 279 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Zabrocki.

Total 86

Noes: Wallin.

Total 1

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Shontz, Spaeth, Winslow.

Total 9

Absent or not voting: Harrington, Kemmis, Marks, Yardley.

Total 4

HB 281 - That Senate amendments to HB 281 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Zabrocki.

Total 77

Noes: Devlin, Seifert, Solberg, Vinger, Wallin.

Total 5

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Shontz, Spaeth, Winslow.

Total 9

Absent or not voting: Hansen, Harrington, R. Jensen, Kemmis, Marks, Stobie, Underdal, Williams, Yardley.

Total 9

HB 284 - Representative Ramirez moved that consideration on Senate amendments to HB 284 be passed for the day. Motion carried.

HB 329 - Representative Vincent moved that Senate amendments to HB 329 be passed to the bottom of the board. Motion carried.

HB 343 - Representative Vincent moved that consideration on Senate amendments to HB 343 be passed for the day. Motion carried.

Representative Shontz present at this time.

HB 356 - That Senate amendments to HB 356 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 81

Noes: Keyser.

Total 1

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Spaeth, Winslow.

Total 8

Absent or not voting: Bardanouve, Curtiss, Fagg, R. Jensen, Kemmis, Lybeck, Marks, Quilici, Stobie, Yardley.

Total 10

HB 357 - Representative Ramirez moved that consideration on Senate amendments to HB 357 be passed for the day. Motion carried.

HB 358 - That Senate amendments to HB 358 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Zabrocki.

Total 82

Noes: Kitselman, Solberg, Swift, Wallin.

Total 4

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Spaeth, Winslow.

Total 8

Absent or not voting: Fagg, Kemmis, Marks, Quilici, Stobie, Yardley.

Total 6

HB 362 - That Senate amendments to HB 362 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 77

Noes: J. Brown, Darko, Hart, McCormick, Metcalf, Ramirez, Waldron.

Total 7

Excused: Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Spaeth, Winslow.

Total 8

Absent or not voting: Fagg, Harrington, Kemmis, Keyser, Marks, Quilici, Switzer, Yardley.

Total 8

Representative Ernst present at this time.

Representatives Abrams and Shontz excused at this time.

HB 377 - Representative Fabrega moved that Senate amendments to HB 377 be concurred in. Representative Ramirez made a substitute motion that Senate amendments to HB 377 be not concurred in. The substitute motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Zabrocki.

Total 68

Noes: Brand, Darko, Devlin, Dozier, Ellison, Hand, Hanson, Kadas, Keenan, Kemmis, McBride, McCormick, Neuman, Nisbet, Pistoria, Schultz, Schye, Williams, Yardley.

Total 19

Excused: Abrams, Bengtson, Donaldson, Driscoll, Jacobsen, Peck, Shontz, Spaeth, Winslow.

Total 9

Absent or not voting: Fagg, Harrington, Marks, O'Connell.

Total 4

Representative Shontz present at this time.

Representative Pistoria excused at this time.

HB 399 - That Senate amendments to HB 399 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Abrams, Bengtson, Donaldson, Driscoll, Jacobsen, Peck, Pistoria, Spaeth, Winslow.

Total 9

Absent or not voting: Bardanouve, Fagg, Harrington, Marks, Seifert, Wallin, Williams.

Total 7

HB 419 - Representative Keyser moved that consideration on Senate amendments to HB 419 be passed for the day. Motion carried.

HB 428 - Representative Ellison moved that Senate amendments to HB 428 be placed below Senate amendments to HB 540. Motion carried.

HB 444 - That Senate amendments to HB 444 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Zabrocki.
Total 83

Noes: None.
Total 0

Excused: Abrams, Bengtson, Donaldson, Driscoll, Jacobsen, Peck, Pistoria, Spaeth, Winslow.
Total 9

Absent or not voting: Bardanouve, Dozier, Fagg, Harrington, Nilson, Stobie, Williams, Yardley.
Total 8

Representative Bengtson present at this time.

HB 465 - That Senate amendments to HB 465 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Zabrocki.
Total 83

Noes: None.
Total 0

Excused: Abrams, Donaldson, Driscoll, Jacobsen, Peck, Pistoria, Spaeth, Winslow.
Total 8

Absent or not voting: Bardanouve, Devlin, Dozier, Fagg, Hannah, Harrington, Marks, Williams, Yardley.
Total 9

HB 493 - Representative Yardley moved that consideration on Senate amendments to HB 493 be passed for the day. Motion carried.

Representatives Bengtson and Shontz excused at this time.

HB 503 - That Senate amendments to HB 503 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R.

Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Abrams, Bengtson, Donaldson, Driscoll, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 10

Absent or not voting: Bardanouve, Fagg, Hannah, Harrington, Nordtvedt, Williams.

Total 6

HB 521 - That Senate amendments to HB 521 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Zabrocki.

Total 83

Noes: Vinger.

Total 1

Excused: Abrams, Bengtson, Donaldson, Driscoll, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 10

Absent or not voting: Bardanouve, Fagg, Harrington, Manuel, Williams, Yardley.

Total 6

Representative Ernst excused at this time.

HB 523 - That Senate amendments to HB 523 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 83

Noes: J. Jensen.

Total 1

Excused: Abrams, Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 11

Absent or not voting: Asay, Bardanouve, Harrington, Marks, Williams.

Total 5

Representative Shontz present at this time.

HB 540 - Representative Vincent moved that Senate amendments to HB 540 be not concurred in. Representative D. Brown made a substitute motion that consideration on Senate amendments to HB 540 be passed for the day. The substitute motion carried as follows:

Ayes: Asay, Bergene, Bertelsen, D. Brown, Compton, Curtiss, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Howe, Iverson, R. Jensen, Jones, Kennerly, Kitselman, Koehnke, Lory, McBride, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Pavlovich, Phillips, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 57

Noes: Addy, Bachini, Brand, J. Brown, Connelly, Daily, Dozier, Farris, Hammond, Harper, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Keyser, Lybeck, Menahan, Metcalf, Nilson, Nisbet, Ream, Saunders, Schye, Shontz, Vincent.

Total 26

Excused: Abrams, Bengtson, Donaldson, Driscoll, Ernst, Jacobsen, Peck, Pistoria, Spaeth, Winslow.

Total 10

Absent or not voting: Bardanouve, Bliss, Fagg, Hart, McCormick, Quilici, Yardley.

Total 7

Representatives Harrington and Shontz excused at this time.

HB 428 - That Senate amendments to HB 428 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Noes: Bachini.

Total 1

Excused: Abrams, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 12

Absent or not voting: Bardanouve, Ellerd, J. Jensen, Kadas, Keyser, Lybeck, Nilson, Nordtvedt, Saunders, Smith, Stobie.

Total 11

Representative Asay excused at this time.

HB 545 - That Senate amendments to HB 545 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Yardley, Zabrocki.

Total 78

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 13

Absent or not voting: Bardanouve, Bertelsen, Eudaily, Fagg, J. Jensen, Keyser, Nilson, Stobie, Williams.

Total 9

HB 565 - That Senate amendments to HB 565 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 13

Absent or not voting: Bardanouve, Ellerd, Eudaily, Fagg, Harper, J. Jensen, Keyser.

Total 7

Representative Shontz present at this time.

HB 576 - That Senate amendments to HB 576 be concurred in. Motion carried as follows:

Ayes: Addy, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 79

Noes: Bachini, Farris, Koehnke, Lybeck, McCormick.
Total 5

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Spaeth, Winslow.
Total 12

Absent or not voting: Bardanouve, Ellerd, J. Jensen, Vinger.
Total 4

Representative Shontz excused at this time.

HB 591 - That Senate amendments to HB 591 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 80

Noes: Keyser, Schultz, Switzer.
Total 3

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.
Total 13

Absent or not voting: Bardanouve, Ellerd, Stobie, Vinger.
Total 4

Representative Shontz present at this time.

HB 625 - That Senate amendments to HB 625 be concurred in. Motion carried as follows:

Ayes: Addy, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders,

Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 80

Noes: Bachini.

Total 1

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ellison, Harrington, Jacobsen, Peck, Pistoria, Spaeth, Winslow.

Total 12

Absent or not voting: Bardanouve, Bliss, Ernst, Schultz, Stobie, Vinger, Williams.

Total 7

HB 628 - That Senate amendments to HB 628 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Spaeth, Winslow.

Total 12

Absent or not voting: Bardanouve, Bertelsen, Ellison, Howe, Vinger, Williams.

Total 6

Representative Shontz excused at this time.

HB 662 - That Senate amendments to HB 662 be concurred in. Motion carried as follows:

Ayes: Addy, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 77

Noes: D. Brown, Iverson, R. Jensen, Schultz, Stobie.

Total 5

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 13

Absent or not voting: Bachini, Bardanouve, Marks, Vinger, Williams.

Total 5

HB 663 - Representative Ream moved that consideration on Senate amendments to HB 663 be passed for the day. Motion carried.

Representative Shontz present at this time.

Representative Kitselman excused at this time.

HB 329 - That Senate amendments to HB 329 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Yardley, Zabrocki.

Total 83

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 13

Absent or not voting: Bardanouve, Schye, Vinger, Williams.

Total 4

HB 677 - That Senate amendments to HB 677 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Thoft, Veleber, Vincent, Wallin, Yardley, Zabrocki.

Total 73

Noes: Curtiss, Devlin, Hannah, R. Jensen, Ramirez, Seifert, Swift, Switzer, Underdal, Waldron.

Total 10

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 13

Absent or not voting: Bardanouve, Fagg, Vinger, Williams.

Total 4

HB 685 - Representative Harper moved that Senate amendments to HB 685 be concurred in. Representative Nordtvedt made a substitute motion that Senate amendments to HB 685 be not concurred in. The substitute motion failed as follows:

Ayes: Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Hannah, Hanson, Harp, Iverson, R. Jensen, Keyser, Koehnke, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 30

Noes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Smith, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 55

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 13

Absent or not voting: Eudaily, Marks.

Total 2

Representative Brand excused at this time.

That Senate amendments to HB 685 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 64

Noes: Compton, Curtiss, Devlin, Ellison, Hanson, Iverson, Koehnke, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Thoft, Underdal, Vinger, Wallin.

Total 19

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: R. Jensen, Marks, Switzer.

Total 3

Representative Brand present at this time.

Representative Roush excused at this time.

HB 700 - That Senate amendments to HB 700 be not concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Ellerd, Ellison, Eudaily,

Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 78

Noes: Curtiss.

Total 1

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Roush, Spaeth, Winslow.

Total 14

Absent or not voting: Bertelsen, Devlin, Fagg, Hannah, Harper, Kemmis, Marks.

Total 7

HB 702 - That Senate amendments to HB 702 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 81

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Roush, Spaeth, Winslow.

Total 14

Absent or not voting: Bertelsen, Fagg, Hannah, Kemmis, Marks.

Total 5

HB 705 - Representative Daily moved that consideration on Senate amendments to HB 705 be passed for the day. Motion carried.

HB 714 - Representative Daily moved that consideration on Senate amendments to HB 714 be passed for the day. Motion carried.

Representative Brand excused at this time.

HB 715 - That Senate amendments to HB 715 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller,

Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 80

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Roush, Spaeth, Winslow.

Total 15

Absent or not voting: Ellison, Marks, Seifert, Stobie, Underdal.

Total 5

Representative Roush present at this time.

Representative Waldron excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Keenan moved that the committee of the whole report be deemed read. Motion carried. Chairman Keenan moved the adoption of the committee report. Representative Ellison made a substitute motion that Senate amendments to HB 428 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (83-0)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Waldron present at this time.

HB 407 passed as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 76

Noes: Mueller, Ryan, Seifert, Solberg, Stobie, Swift, Thoft, Underdal.

Total 8

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Ellison, Marks.

Total 2

SB 20 concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp,

Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 82

Noes: D. Brown, Hammond, Harper.
Total 3

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Schye.
Total 1

HB 321, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: None.
Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Schye.
Total 1

HB 331, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: None.
Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Schye.
Total 1

HB 336, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: None.
Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Hart.
Total 1

HB 349, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: None.
Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Ream.
Total 1

HB 363, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J.

Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Phillips, Sands.

Total 2

HB 364, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 370, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Kadas, Ramirez.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Bardanouve.

Total 1

HB 375, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 390, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 391, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R.

Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Ellison.

Total 1

HB 427, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Marks.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Lory.

Total 1

HB 434, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: D. Brown, Keyser.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 437, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bardanoue, J. Jensen.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Sands.

Total 1

HB 441, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanoue, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 449, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanoue, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R.

Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Ellison.

Total 1

HB 457, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 461, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 466, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 490, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Hansen.

Total 1

HB 504, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R.

Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Sands, Seifert.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Eudaily.

Total 1

HB 506, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Hansen, Vinger.

Total 2

HB 507, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: D. Brown, Curtiss, Ramirez.

Total 3

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 15

Absent or not voting: Bertelsen.

Total 1

HB 522, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Hansen, Lory.

Total 2

HB 528, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Hansen.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 539, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz,

Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: McCormick.

Total 1

HB 541, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Keyser.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 548, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 562, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 567, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 575, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal,

Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki,
Mr. Speaker.

Total 85

Noes: Dozier.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst,
Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 578, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 615, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: R. Jensen.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Hanson, Lybeck.

Total 2

HB 616, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Hansen, Underdal.

Total 2

HB 627, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Hemstad, Solberg.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: R. Jensen.

Total 1

HB 631, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 75

Noes: Fagg, Hannah, Harper, Hart, Jones, Koehnke, Ramirez, Sands, Solberg, Waldron, Mr. Speaker.

Total 11

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 632, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Zabrocki.

Total 1

HB 642, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 653, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 660, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Hannah, Sands, Underdal.

Total 3

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Keyser.

Total 1

HB 691, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Keyser.

Total 1

HB 701, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Ellison, Quilici, Ramirez.

Total 3

HB 721, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 728, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd,

Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Koehnke, Marks, Roush.

Total 3

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Keyser.

Total 1

HB 730, Senate amendments, concurred in as follows:

Ayes: Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Dozier, R. Jensen, Solberg.

Total 3

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Addy.

Total 1

HB 746, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 786, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Curtiss.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 794, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 812, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd,

Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 855, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HB 887, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

HJR 14, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 82

Noes: Jones.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Bertelsen, R. Jensen, Sands.

Total 3

HB 373, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Ream.

Total 1

HB 424, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J.

Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Nordtvedt, Smith.

Total 2

HB 472, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: J. Jensen, Waldron.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Saunders.

Total 1

HB 572, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

Representative Shontz excused at this time.

HB 592, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Shontz, Spaeth, Winslow.

Total 15

Absent or not voting: Ellison, Metcalf.

Total 2

Representative Shontz present at this time.

HB 673, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: J. Jensen, Waldron.

Total 2

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Pavlovich.

Total 1

HB 851, Senate statement of intent, concurred in as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick,

Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Yardley, Mr. Speaker.

Total 81

Noes: Bardanouve, Ellison, J. Jensen, Waldron.

Total 4

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Zabrocki.

Total 1

HB 205, Governor's amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: None.

Total 0

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: Stobie.

Total 1

HB 670, Governor's amendments, concurred in as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Sales.

Total 1

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.

Total 14

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

3/31/83

Examined by the sponsor (Waldron) and found to be correct: HB 9.
 Examined by the sponsor (Veleber) and found to be correct: HB 121.
 Examined by the sponsor (Fabrega) and found to be correct: HB 176.
 Examined by the sponsor (Dozier) and found to be correct: HB 213.
 Examined by the sponsor (Ernst) and found to be correct: HB 306.
 Examined by the sponsor (Hart) and found to be correct: HB 312,
 HB 360.
 Examined by the sponsor (Kemmis) and found to be correct: HB 371.
 Examined by the sponsor (Daily) and found to be correct: HB 415.
 Examined by the sponsor (Bertelsen) and found to be correct: HB 426.
 Examined by the sponsor (Hannah) and found to be correct: HB 495.
 Examined by the sponsor (J. Jensen) and found to be correct: HB 534,
 HB 836.
 Examined by the sponsor (Spaeth) and found to be correct: HB 595.
 Examined by the sponsor (Donaldson) and found to be correct: HB 633.
 Examined by the sponsor (Peck) and found to be correct: HB 636.
 Examined by the sponsor (Ramirez) and found to be correct: HB 684.
 Examined by the sponsor (Stobie) and found to be correct: HB 698.
 Examined by the sponsor (Harper) and found to be correct: HB 732.
 Examined by the sponsor (Sales) and found to be correct: HB 872.
 Delivered to the Governor for his approval at 8:31 a.m., 4/1/83: HB 105,
 HB 257, HB 529, HB 634, HB 678, HB 710, HB 731, HB 789,
 HB 811.

TAXATION (Yardley, Chairman):

4/1/83

HJR 31, second reading copy, be amended as follows:

1. Page 1, lines 13 through 15.
 Following: line 12
 Strike: lines 13 through 15 in their entirety
2. Page 1, line 16.
 Following: "tax"
 Insert: "classification"
3. Page 1, lines 23 through 25.
 Following: line 22
 Strike: lines 23 through 25 in their entirety
4. Page 2, line 3.
 Following: "tax"
 Insert: "classification"

And, as amended, do pass. Report adopted.

MOTIONS

Representative D. Brown moved that Senate amendments to HB 540 be referred to the Committee on Judiciary. Motion carried.

Representative Stobie moved that the House reconsider its do not pass action on the Governor's amendments to HB 92, second reading on the 73rd legislative day. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hanson, Harp, Harper,

Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Ream, Ryan, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Mr. Speaker.
Total 77

Noes: Hansen, J. Jensen, Lybeck, Roush, Sales, Saunders, Zabrocki.
Total 7

Excused: Abrams, Asay, Bengtson, Brand, Donaldson, Driscoll, Ernst, Harrington, Jacobsen, Kitselman, Peck, Pistoria, Spaeth, Winslow.
Total 14

Absent or not voting: Hand, Hannah.
Total 2

Representative Brand present at this time.

Representative Vincent moved that the rules be temporarily suspended to allow Shontz to be added as a sponsor to HR 5. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 118. Motion carried.

The Speaker appointed the following representatives:

Ream, Chairman
J. Jensen
Mueller

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 260. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Hannah
Vincent

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 100. Motion carried.

The Speaker appointed the following representatives:

Kemmis, Chairman
Fabrega
Vincent

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 232. Motion carried.

The Speaker appointed the following representatives:

Connelly, Chairman

Dozier
Winslow

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 281. Motion carried.

The Speaker appointed the following representatives:

Dozier, Chairman
Keenan
Smith

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 377. Motion carried.

The Speaker appointed the following representatives:

Ream, Chairman
Fabrega
Nilson

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 545. Motion carried.

The Speaker appointed the following representatives:

Manuel, Chairman
Bliss
Lybeck

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 677. Motion carried.

The Speaker appointed the following representatives:

Nilson, Chairman
Harper
Iverson

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 700. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Darko
Fabrega

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 802. Motion carried.

The Speaker appointed the following representatives:

D. Brown, Chairman
Bergene
Harper

Representative Vincent moved that the House adjourn until 4:00 p.m., April 4, 1983.

Motion carried.

House adjourned at 12:03 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-FIFTH LEGISLATIVE DAY

Helena, Montana
April 4, 1983

House Chambers
State Capitol

House convened at 4:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Asay, Ellison, Howe, Jacobsen, J. Jensen, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the seventy-first and seventy-second legislative days, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/4/83

Correctly printed: HJR 31.

Delivered to the Secretary of State at 10:45 a.m., 4/1/83: HJR 30.

Delivered to the Governor for his approval at 10:48 a.m., 4/1/83: HB 121, HB 176, HB 213, HB 306, HB 312, HB 360, HB 371, HB 426, HB 534, HB 595, HB 608, HB 609, HB 633, HB 684, HB 698, HB 732.

TAXATION (Yardley, Chairman):

4/1/83

HB 704, introduced bill, be amended as follows:

1. Page 2, line 8.

Following: line 7

Insert: "Section 2. Coordination instruction. If House Bill No. 704 [LC 1452] passes and is approved the amendment to section 1 which reads "except as provided in 15-23-202 for railroad property" is void."

Renumber: subsequent section

And, as amended, do pass. Report adopted.

Adverse Committee Report

TAXATION (Yardley, Chairman):

4/1/83

HB 917, do not pass.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 2, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 96, 420, 459, 467, 513, 542, 651, 671, 687, 699, and 822.

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens

April 2, 1983

President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 298, "AN ACT REVISING THE DETERMINATION OF DISTANCE LIMITATIONS FOR THE ISSUANCE OF A LIQUOR LICENSE; EXCEPTING LICENSES ALREADY ISSUED; AMENDING SECTIONS 16-1-106, 16-4-105, 16-4-201, AND 16-4-501, MCA; AND REPEALING SECTIONS 16-4-409 AND 16-4-410, MCA," without my signature and recommend the attached amendments for the following reasons.

The alcoholic beverage license laws provide a quota for licenses issued for establishments inside or within five miles of incorporated cities and towns. Senate Bill No. 298 revises the method of determining the five mile distance from road distance to distance as the crow flies.

To protect license holders who obtained licenses under the present system, Section 6 provides that Senate Bill No. 298 "does not affect a license issued prior to October 1, 1983." However, the straight-line method would include as municipal licenses all establishments included under the road distance method. Section 6 is therefore unnecessary to protect these persons.

Section 6 could be read, however, to exclude from the municipality, establishments that are not within five miles by the road distance method but are within five miles by the straight-line method. Also, present county licenses could in the future come within the five mile limit if the municipal boundaries change. Section 6 could be interpreted to require these licenses to remain county licenses. According to Senator Towe, the chief sponsor, the Legislature intended neither of these results.

At the request of Senator Towe, I am proposing to delete Section 6. I urge your concurrence in this amendment.

Governor's Proposed Amendments
to SB 298

1. Page 14, line 24.

Strike: section 6 in its entirety

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 2, 1983

The Honorable Daniel Kemmis
Speaker of the House

State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 629, "AN ACT TO DEFINE THE TERM 'GENERAL ELECTION' FOR THE PURPOSE OF SUBMISSION TO THE PEOPLE OF LAWS OR CONSTITUTIONAL AMENDMENTS BY THE LEGISLATURE; AMENDING SECTIONS 13-1-101 AND 13-1-104, MCA" without my signature and recommend the attached amendments for the following reasons.

Article III, Section 6 of the Montana Constitution provides that initiatives and referendums must be voted on at a general election unless the legislature orders a special election. Article XIV, Section 8 provides that referendums on Constitutional amendments can be submitted to the people at a general election only.

As passed, House Bill No. 629 defines a general election for initiatives, referendums, and Constitutional referendums as an election held on the first Tuesday after the first Monday in November "unless an earlier date is provided in the law authorizing the ballot issue." This language could be interpreted to authorize a referendum on a Constitutional amendment earlier than the November general election. Such an election would be prohibited by Article XIV, Section 8.

The amendment I am proposing would clarify that only initiative and non-Constitutional referendum ballot issues may be submitted to the voters before the general election.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 629

1. Page 6, line 25.

Following: "in"

Strike: "the"

Insert: "a"

2. Page 6, line 25.

Following: "authorizing"

Strike: "the ballot issue"

Insert: "a special election on an initiative or referendum pursuant to Article III, section 6"

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 4, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 312, 384, 455, 491, 529, and 795.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/1/83, returned HB 920 to the House pursuant to joint rules 6-8 and 6-34.

House bill not concurred in and returned to the House: 4/1/83

HB 550, introduced by Yardley

House amendments to Senate bills concurred in: 4/1/83

SB 21, introduced by Halligan

SB 84, introduced by Hazelbaker, Aklestad, Kolstad, et al.

SB 155, introduced by McCallum, Stobie

SB 203, introduced by Towe, Blaylock

SB 320, introduced by Gage

SB 363, introduced by Mazurek

SJR 17, introduced by Elliott, Himsl

The Senate, on 4/4/83, dissolved the conference committee on SB 118 and appointed a free conference committee to meet with a like committee from the House to confer on SB 118.

The President appointed the following members:

Senator Story, Chairman
Senator Hammond
Senator Towe

The Senate, on 3/31/83, failed to concur in House amendments to SB 317 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 317.

The President appointed the following members:

Senator Kolstad, Chairman
Senator Lee
Senator Blaylock

MOTIONS

Representative Donaldson moved that the rules be temporarily suspended to allow for a motion to reconsider action on HB 112. Motion carried.

Representative Donaldson moved that the House reconsider its action adopting the adverse committee report on HB 112. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan,

Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 83

Noes: McBride, Sales.

Total 2

Excused: Asay, Ellison, Howe, Jacobsen, J. Jensen, Vinger.

Total 6

Absent or not voting: Driscoll, Fagg, Hannah, Harrington, Manuel, Shontz, Spaeth, Stobie, Yardley.

Total 9

Representative Donaldson moved that HB 112 be printed and placed on second reading. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 925, introduced by Shontz, Towe, Norman, Yardley, Williams, Bertelsen, Fabrega, Nordtvedt, (By Request of the Revenue Oversight Committee). Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Lybeck in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Neuman and Waldron excused at this time.

HJR 31 - That HJR 31 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Smith, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 64

Noes: Abrams, Bliss, Compton, Devlin, Ellerd, Hannah, Hanson, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Mueller, Ryan, Sales, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 26

Paired: Harrington, Aye; Jacobsen, No.

Excused: Asay, Ellison, Howe, J. Jensen, Neuman, Vinger, Waldron.

Total 7

Absent or not voting: Bardanouve, Bergene, Shontz.

Total 3

HB 923 - Representative Fagg moved that HB 923 do pass. Representative Ellerd made a substitute motion that HB 923 be passed to the bottom of the board. The substitute motion carried.

HB 191 - That Senate amendments to HB 191 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Asay, Ellison, Howe, Jacobsen, J. Jensen, Neuman, Vinger, Waldron.

Total 8

Absent or not voting: Daily, Fagg, Marks, Manuel, Quilici, Shontz.

Total 6

HB 284 - That Senate amendments to HB 284 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Asay, Ellison, Howe, Jacobsen, J. Jensen, Neuman, Vinger, Waldron.

Total 8

Absent or not voting: Daily, Fagg, Marks, Manuel, Quilici, Shontz.

Total 6

HB 343 - That Senate amendments to HB 343 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Driscoll,

Ellerd, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 72

Noes: Bardanouve, R. Jensen, Peck, Sales, Seifert, Stobie.

Total 6

Excused: Asay, Ellison, Howe, Jacobsen, J. Jensen, Neuman, Vinger, Waldron.

Total 8

Absent or not voting: Bachini, Connelly, Daily, Darko, Fagg, Hannah, Jones, Keyser, Marks, Manuel, Nilson, Quilici, Shontz, Underdal.

Total 14

HB 357 - That Senate amendments to HB 357 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Asay, Ellison, Howe, Jacobsen, J. Jensen, Neuman, Vinger, Waldron.

Total 8

Absent or not voting: Daily, Dozier, Fabrega, Fagg, Manuel, Quilici, Shontz, Winslow.

Total 8

Representative Farris excused at this time.

HB 419 - That Senate amendments to HB 419 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Neuman, Vinger, Waldron.

Total 9

Absent or not voting: Daily, Driscoll, Fabrega, Fagg, Manuel, Quilici, Ream.

Total 7

Representative Neuman present at this time.

HB 428 - That Senate amendments to HB 428 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Daily, Fagg, Manuel, Quilici, Ramirez, Ream, Seifert.

Total 7

HB 493 - That Senate amendments to HB 493 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Keyser, Nordtvedt, Schultz, Wallin.

Total 4

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Daily, Hansen, Harrington, Marks, Pavlovich, Quilici, Ramirez, Shontz.

Total 9

HB 663 - That Senate amendments to HB 663 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: Peck, Sales, Seifert, Stobie, Underdal.

Total 5

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Fabrega, Fagg, Harrington, Marks, Quilici, Ramirez, Shontz.

Total 8

HB 705 - That Senate amendments to HB 705 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Ramirez, Ream, Saunders, Schye, Seifert, Spaeth, Thoft, Veleber, Vincent.

Total 44

Noes: Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Marks, Mueller, Nordtvedt, Peck, Phillips, Pistoria, Roush, Ryan, Sales, Sands, Schultz, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 42

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, J. Brown, Fagg, Harrington, Quilici, Shontz.

Total 6

HB 714 - That Senate amendments to HB 714 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily,

Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Fagg, Harrington, Quilici, Sales, Shontz.

Total 5

HB 792 - That Senate amendments to HB 792 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Fagg, Hannah, Harrington, O'Connell, Quilici, Shontz.

Total 7

HB 718 - That Senate amendments to HB 718 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Compton, Fagg, Harrington, Quilici.

Total 5

HB 720 - That Senate amendments to HB 720 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Driscoll, Fabrega, Fagg, Harrington, Quilici.

Total 6

HB 733 - That Senate amendments to HB 733 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Driscoll, Harrington, Keenan, Quilici, Seifert, Yardley.

Total 7

HB 749 - That Senate amendments to HB 749 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Hammond, Harper, Kemmis, Manuel, Ramirez, Roush, Shontz.

Total 7

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Harrington, Keenan, Quilici.

Total 4

Representative Waldron present at this time.

HB 750 - That Senate amendments to HB 750 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Fagg, Harrington, Quilici, Shontz.

Total 5

HB 772 - That Senate amendments to HB 772 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales,

Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Keyser.

Total 1

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Fagg, McCormick, Manuel, Quilici, Shontz, Underdal.

Total 7

HB 788 - That Senate amendments to HB 788 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: Sales, Wallin.

Total 2

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Bergene, Fagg, Quilici, Shontz.

Total 5

HB 798 - Representative McBride moved that Senate amendments to HB 798 be not concurred in. Representative Kemmis made a substitute motion that consideration on Senate amendments to HB 798 be passed for the day. The substitute motion carried.

HB 814 - That Senate amendments to HB 814 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.
Total 7

Absent or not voting: Donaldson, Harrington, Manuel, Quilici.
Total 4

HB 826 - Representative Ramirez moved that consideration on Senate amendments to HB 826 be passed for the day. Motion carried.

HB 846 - That Senate amendments to HB 846 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: Hannah, Sales.
Total 2

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.
Total 7

Absent or not voting: Bardanouve, Dozier, Hammond, Kitselman, Schultz.
Total 5

HB 853 - That Senate amendments to HB 853 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 88

Noes: Switzer.
Total 1

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.
Total 7

Absent or not voting: Bardanouve, Bergene, Dozier, Yardley.
Total 4

HB 856 - That Senate amendments to HB 856 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Dozier, Stobie.

Total 3

Representative Waldron excused at this time.

HB 871 - That Senate amendments to HB 871 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Dozier, Stobie.

Total 3

HB 880 - That Senate amendments to HB 880 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Hannah, Keyser, Nordtvedt, Sales.

Total 4

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Dozier, Fagg, Marks, Stobie.

Total 5

HB 886 - That Senate amendments to HB 886 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Nordtvedt.

Total 1

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger, Waldron.

Total 8

Absent or not voting: Bardanouve, Dozier, Fagg, Kennerly, Marks, Sales, Stobie.

Total 7

Representative Waldron present at this time.

HJR 11 - That Senate amendments to HJR 11 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: None.

Total 0

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Dozier, Fagg, Hannah, Marks.

Total 5

HB 862 - That Senate statement of intent to HB 862 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Waldron.

Total 1

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Dozier, Marks.

Total 3

HB 712 - That the Governor's amendments to HB 712 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Hannah.

Total 1

Excused: Asay, Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 7

Absent or not voting: Bardanouve, Dozier, Marks.

Total 3

Representative Asay present at this time.

HB 92 - That the Governor's amendments to HB 92 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks,

Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: Hannah, Sales, Swift.

Total 3

Excused: Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 6

Absent or not voting: Bardanouve, Dozier, Koehnke, Yardley.

Total 4

HB 923 - That HB 923, second reading copy, be amended as follows:

1. Page 4, line 16.

Strike: "40%"

Insert: "43%"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Bachini, Hannah, Jones, Peck, Smith, Stobie, Swift, Waldron.

Total 8

Excused: Ellison, Farris, Howe, Jacobsen, J. Jensen, Vinger.

Total 6

Absent or not voting: Bardanouve, Dozier, Spaeth.

Total 3

Representative J. Jensen present at this time.

That HB 923, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 79

Noes: Bachini, Bliss, Donaldson, Hannah, Harp, Jones, Koehnke, Mueller, Peck, Sales, Smith, Swift, Thoft, Underdal.

Total 14

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Bardanouve, Yardley.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Lybeck moved that the committee of the whole report be deemed read. Motion carried. Chairman Lybeck moved the adoption of the committee report. Report adopted. (92-2)

MOTIONS

Representative Williams moved that the rules be temporarily suspended to allow HJR 31 to be placed on third reading this day. Motion carried.

Representative Vincent moved that the joint conference committee on SB 118 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Vincent moved that the joint conference committee on SB 317 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 191. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Farris
Ramirez

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 428. Motion carried.

The Speaker appointed the following representatives:

Peck, Chairman
Eudaily
Hammond

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 663. Motion carried.

The Speaker appointed the following representatives:

Bengtson, Chairman
Farris
Winslow

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee

from the Senate to confer on Senate amendments to HB 733. Motion carried.

The Speaker appointed the following representatives:

Bengtson, Chairman
Fagg
Harper

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 750. Motion carried.

The Speaker appointed the following representatives:

Dozier, Chairman
Vinger
Williams

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 846. Motion carried.

The Speaker appointed the following representatives:

Brand, Chairman
McBride
Smith

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 871. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Fagg
Schye

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 880. Motion carried.

The Speaker appointed the following representatives:

Metcalf, Chairman
Bergene
Veleber

Representative Fabrega moved that HB 832 be taken from reference printing and placed on second reading. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 24, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily,

Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Addy, Waldron.

Total 2

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Keyser.

Total 1

HB 93, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Hannah, Peck, Sands.

Total 4

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: O'Connell.

Total 1

HB 172, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand.

Total 1

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Keyser.

Total 1

HB 193, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 221, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 279, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Wallin.

Total 1

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 329, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 356, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: D. Brown, Pavlovich.

Total 2

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Shontz.

Total 1

HB 358, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Devlin, Keyser, Kitselman, Phillips, Solberg, Swift, Switzer, Wallin.

Total 8

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 362, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 88

Noes: Brand, Dozier, Kennerly, Ramirez, Spaeth, Waldron.

Total 6

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Bergene.

Total 1

HB 399, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper,

Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 444, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 465, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Connelly, Keyser.

Total 2

HB 503, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 521, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 523, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas,

Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Bardanouve, Brand, Peck.

Total 3

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 565, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Addy, Hand, J. Jensen.

Total 3

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 576, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Koehnke, Lybeck, McCormick, Peck, Winslow.

Total 5

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Miller.

Total 1

HB 591, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Keyser, Spaeth, Switzer.

Total 3

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Bergene, Smith.

Total 2

HB 625, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bachini, Devlin, Koehnke, Pavlovich, Peck, Schultz, Switzer.

Total 7

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Manuel, Smith.

Total 2

HB 628, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders,

Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: Smith.

Total 1

HB 662, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: D. Brown, Iverson, Keyser, Schultz.

Total 4

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 685, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 83

Noes: Bliss, Curtiss, Devlin, Hanson, Jones, Koehnke, Nordtvedt, Smith, Solberg, Swift, Switzer, Wallin.

Total 12

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 702, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 715, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HB 805, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: D. Brown, Pavlovich.

Total 2

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: McBride.

Total 1

SB 82, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Keyser, Sales, Swift.

Total 3

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

HJR 31 passed as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Shontz, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Abrams, Bardanouve, Bliss, Compton, Devlin, Hannah, Hanson, Iverson, Jones, Keyser, Kitselman, Koehnke, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 25

Excused: Ellison, Farris, Howe, Jacobsen, Vinger.

Total 5

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Legislators and their spouses are invited to attend a dinner and roast for Dr. Sid Groff to be held at the Colonial on Thursday, April 7, at 6:30 p.m.

The Legislative Reunion Dinner will be held at Jorgenson's Saturday, April 16, starting at 6:00 p.m.

Representative Vincent moved that the House adjourn until 3:00 p.m., April 5, 1983.

Motion carried.

House adjourned at 6:28 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-SIXTH LEGISLATIVE DAY

Helena, Montana
April 5, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Shontz, Vinger, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/4/83
Correctly enrolled: HB 30, HB 35, HB 37, HB 83, HB 166, HB 169, HB 199, HB 212, HB 231, HB 234, HB 245, HB 250, HB 267, HB 363, HB 391, HB 457, HB 461, HB 504, HB 522, HB 539, HB 562.

BILLS (J. Brown, Vice-Chairman): 4/5/83
Correctly printed: HB 704.
Considered correctly engrossed: HJR 31.
Correctly engrossed: HB 923.
Correctly enrolled: HB 126, HB 130, HB 151, HB 182, HB 219, HB 224, HB 228, HB 229, HB 264, HB 273, HB 290, HB 303, HB 336, HB 349, HB 364, HB 375, HB 427, HB 434, HB 437, HB 441, HB 449, HB 490, HB 506, HB 507, HB 528, HB 541, HB 660.

Examined by the sponsor (Vincent) and found to be correct: HB 250. 4/4/83
Examined by the sponsor (Smith) and found to be correct: HB 539.
Examined by the sponsor (Asay) and found to be correct: HB 461.
Examined by the sponsor (Stobie) and found to be correct: HB 391.
Examined by the sponsor (Eudaily) and found to be correct: HB 169, HB 457.
Examined by the sponsor (Kitselman) and found to be correct: HB 267.
Examined by the sponsor (Roush) and found to be correct: HB 363.
Examined by the sponsor (Yardley) and found to be correct: HB 234.
Examined by the sponsor (Brand) and found to be correct: HB 231.
Examined by the sponsor (Daily) and found to be correct: HB 35.
Examined by the sponsor (Zabrocki) and found to be correct: HB 504.
Examined by the sponsor (Hand) and found to be correct: HB 522.
Examined by the sponsor (Miller) and found to be correct: HB 166.
Examined by the sponsor (Fabrega) and found to be correct: HB 212.
Examined by the sponsor (Schultz) and found to be correct: HB 37.
Examined by the sponsor (Addy) and found to be correct: HB 199, HB 245.
Examined by the sponsor (Lory) and found to be correct: HB 30.
Examined by the sponsor (Hemstad) and found to be correct: HB 83.
Examined by the sponsor (Harper) and found to be correct: HB 562.
Signed by the Speaker at 11:40 a.m., 4/5/83: SB 287, SB 318, HB 9, HB 415, HB 495, HB 636, HB 836, HB 872.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 4/5/83

Recommend that at the beginning of business April 5, 1983, the following be employed:

Kevin NevinPage

HUMAN SERVICES (Hart, Chairman):

4/4/83

HR 5, be adopted. Report adopted.

HJR 38, introduced bill, be amended as follows:

1. Page 1, line 16.

Following: “; and”

Insert: “WHEREAS, the institutions of higher education in Montana and Kumamoto are developing student and faculty exchanges and educational programs which will increase mutual understanding; and”

2. Page 2, line 10.

Following: “Prefecture.”

Insert: “BE IT FURTHER RESOLVED, that the Legislature also endorses cooperation between the institutions of higher education in Montana and Kumamoto.”

3. Page 2, lines 11 and 12.

Following: “hopes” on line 11

Strike: “this relationship”

Insert: “these relationships”

And, as amended, do pass. Report adopted.

JUDICIARY (D. Brown, Chairman):

4/5/83

SJR 24, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

Free Conference Committee

on SB 69

Report No. 1, April 4, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 69, met April 4, 1983, and considered the amendments of the following committees:

House Committee on Labor and Employment Relations (3/1/83)

House Committee of the Whole (3/3/83)

We recommend that:

The Senate accede to Standing Committee amendment 1.

The Senate accede to Committee of the Whole amendments 1 and 2.

The House recede from Committee of the Whole amendments 3 and 4.

SB 69 be further amended as indicated in clerical instructions 1 and 2.

The reference copy of SB 69 be amended to read as specified in the clerical instructions.

The free conference committee report on SB 69 be adopted.

Clerical Instructions:

1. Page 2, line 4.

Strike: “WHENEVER”

Insert: “A penalty of \$40 shall be assessed whenever”

2. Page 2, line 9.

Following: “39-51-1302”

Strike: remainder of line 9 through “COSTS” on line 10

For the House:

Driscoll, Chairman
Addy
Thoft

For the Senate:

Aklestad, Chairman
Fuller
Crippen

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 5, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 105, 213, 215, 306, 371, 421, 595, 602, 603, 608, 609, 618, 633, 634, 678, 684, 698, 706, 710, 731, 732, and 789.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 3/31/83

HB 570, introduced by Williams, Yardley

House amendments to Senate bills concurred in: 4/4/83

SB 237, introduced by Halligan, Asay, Swift, et al.

SB 280, introduced by Fuller, Lybeck, et al.

SB 289, introduced by Norman, Fabrega

SB 292, introduced by Goodover

SB 426, introduced by Story, et al.

MOTIONS

Representatives Addy and Menahan excused at this time.

Representative Marks moved that the rules be temporarily suspended to reconsider action on Senate amendments to HB 373. Motion carried.

Representative Marks moved that the House reconsider its be concurred in action on Senate amendments to HB 373, second reading on the 73rd legislative day. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Addy, Menahan, Shontz, Vinger.

Total 4

Absent or not voting: Asay, Dozier, Pavlovich, Ream.

Total 4

Representative Marks moved that Senate amendments to HB 373 be taken from enrolling and placed on second reading. Motion carried.

Representative Hemstad moved that Senate amendments to HB 749 be taken from third reading and placed on second reading. Motion carried.

Representative Bardanouve moved that the rules be temporarily suspended to allow for drafting and introduction of a bill. Motion carried.

Representatives Addy and Menahan present at this time.

Representative Neuman excused at this time.

Representative Vincent moved that HB 915 be taken from the table in the Committee on Taxation and referred to the Select Committee on Economic Development. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Noes: Asay, Bliss, Compton, Curtiss, Devlin, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 37

Excused: Neuman, Shontz, Vinger.

Total 3

Absent or not voting: O'Connell, Roush.

Total 2

Representative Vincent moved that HB 913 be taken from the table in the Committee on Taxation and referred to the Select Committee on Economic Development. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria,

Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 59

Noes: Asay, Bergene, Bliss, Compton, Curtiss, Devlin, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 38

Excused: Neuman, Shontz, Vinger.

Total 3

Absent or not voting: None.

Total 0

Representative Menahan excused at this time.

Representative Fagg moved that HB 916 be taken from the table in the Committee on Taxation and referred to the Select Committee on Economic Development. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 57

Noes: Addy, Asay, Bardanouve, Bliss, Compton, Curtiss, Devlin, Ellison, Ernst, Eudaily, Hannah, Harp, Hemstad, Iverson, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, O'Connell, Phillips, Ramirez, Ryan, Sales, Saunders, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Wallin, Winslow.

Total 37

Excused: Menahan, Neuman, Shontz, Vinger.

Total 4

Absent or not voting: Manuel, Sands.

Total 2

Representative Fagg moved that HB 917, adverse committee report this day, be referred to the Select Committee on Economic Development. Motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Nilson, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 56

Noes: Addy, Asay, Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Hanson, Harp, Hemstad, Howe, Iverson, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nisbet, Nordtvedt,

O'Connell, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Winslow.

Total 38

Excused: Menahan, Neuman, Shontz, Vinger.

Total 4

Absent or not voting: Hannah, Koehnke.

Total 2

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Devlin in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Neuman present at this time.

HB 112 - That HB 112 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 81

Noes: Bengtson, Curtiss, Dozier, Driscoll, Ellerd, R. Jensen, Jones, Keyser, Nordtvedt, Ramirez, Sales, Stobie.

Total 12

Excused: Menahan, Shontz, Vinger.

Total 3

Absent or not voting: Bardanouve, Brand, Hammond, Hannah.

Total 4

Representative Menahan present at this time.

HB 798 - That Senate amendments to HB 798 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Smith, Spaeth, Stobie, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Curtiss, Devlin, Donaldson, Hannah, Jacobsen, Jones, Nordtvedt, Phillips, Ramirez, Sales, Sands, Seifert, Solberg, Swift, Switzer, Underdal.
Total 16

Excused: Shontz, Vinger.
Total 2

Absent or not voting: Brand, Schultz, Winslow.
Total 3

Representative Shontz present at this time.

Representative Neuman excused at this time.

HB 826 - That Senate amendments to HB 826 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Driscoll, McCormick.
Total 2

Excused: Neuman, Vinger.
Total 2

Absent or not voting: Connelly, Dozier, Ernst, Hammond, Phillips, Schultz.
Total 6

HB 832 - That Senate amendments to HB 832 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: Hannah, Keyser, Marks, Peck.
Total 4

Excused: Neuman, Vinger.
Total 2

Absent or not voting: None.

Total 0

HB 629 - That the Governor's amendments to HB 629 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Hannah.

Total 1

Excused: Neuman, Vinger.

Total 2

Absent or not voting: Bardanouve, Brand, Farris.

Total 3

HB 749 - That Senate amendments to HB 749 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: Neuman, Vinger.

Total 2

Absent or not voting: Bardanouve, Hammond, Marks.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Devlin moved the adoption of the committee report. Report adopted. (93-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 343, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay, Hannah, Seifert.

Total 3

Excused: Neuman, Vinger.

Total 2

Absent or not voting: Hammond.

Total 1

Representative Neuman present at this time.

HB 357, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

HB 357, as amended, do pass:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt,

O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Waldron.

Total 1

HB 419, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Asay, Jacobsen.

Total 2

Excused: Vinger.

Total 1

Absent or not voting: Keyser, Waldron.

Total 2

HB 493, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Driscoll, Keyser, Nordtvedt, Wallin.

Total 4

Excused: Vinger.

Total 1

Absent or not voting: Waldron.

Total 1

HB 705, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bliss, Compton, Donaldson, Driscoll, Ernst, Fagg, Hannah, Hanson, Harp, Iverson, Jones, Kitselman, Marks, Mueller, Nordtvedt, Ryan, Sands, Schultz, Smith, Stobie, Swift, Underdal, Wallin, Winslow.

Total 24

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

HB 714, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Fagg.

Total 1

HB 718, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt,

O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Fagg.

Total 1

HB 720, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Fagg.

Total 1

HB 772, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Keyser.

Total 1

Excused: Vinger.

Total 1

Absent or not voting: Ellison.

Total 1

HB 788, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Bergene.

Total 1

HB 792, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Keyser.

Total 1

HB 814, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan,

Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Connelly.

Total 1

HB 853, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Hannah.

Total 1

HB 856, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Sands.

Total 1

HB 886, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Bliss, Compton, Fagg, Jacobsen, Manuel.

Total 5

HJR 11, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: Bertelsen.

Total 1

HB 862, Senate statement of intent, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt,

O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

HB 92, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Keyser, Peck.

Total 2

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

HB 712, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Keyser.

Total 1

Excused: Vinger.

Total 1

Absent or not voting: None.

Total 0

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 798. Motion carried.

The Speaker appointed the following representatives:

McBride, Chairman
Bardanoue
Bertelsen

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 749. Motion carried.

The Speaker appointed the following representatives:

Keenan, Chairman
Hemstad
Waldron

Representative Vincent moved that the House adjourn until 3:00 p.m., April 6, 1983.

Motion carried.

House adjourned at 4:55 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
April 6, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Hemstad, J. Jensen, Shontz, Stobie, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the seventy-third legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/6/83

Correctly printed: HJR 38, HR 5.

Considered correctly engrossed: HB 112.

Correctly enrolled: HB 222, HB 266, HB 277, HB 293, HB 321, HB 331, HB 370, HB 390, HB 424, HB 466, HB 472, HB 548, HB 567, HB 575, HB 578, HB 592, HB 615, HB 616, HB 627, HB 631, HB 632, HB 642, HB 653, HB 691, HB 701, HB 721, HB 728, HB 730, HB 786, HB 794, HB 812, HB 851, HB 855, HB 887, HJR 14.

Examined by the sponsor (Abrams) and found to be correct: HB 441.

4/5/83

Examined by the sponsor (Bardanouve) and found to be correct: HB 449.

Examined by the sponsor (Bengtson) and found to be correct: HB 528.

Examined by the sponsor (Fabrega) and found to be correct: HB 336, HB 490.

Examined by the sponsor (Hannah) and found to be correct: HB 219, HB 507.

Examined by the sponsor (Hansen) and found to be correct: HB 660.

Examined by the sponsor (R. Jensen) and found to be correct: HB 224.

Examined by the sponsor (Kitselman) and found to be correct: HB 126, HB 592.

Examined by the sponsor (McBride) and found to be correct: HB 264, HB 375.

Examined by the sponsor (Mueller) and found to be correct: HB 303.

Examined by the sponsor (Neuman) and found to be correct: HB 437.

Examined by the sponsor (Phillips) and found to be correct: HB 541.

Examined by the sponsor (Quilici) and found to be correct: HB 228.

Examined by the sponsor (Roush) and found to be correct: HB 364.

Examined by the sponsor (Spaeth) and found to be correct: HB 349.

Examined by the sponsor (Stobie) and found to be correct: HB 130.

Examined by the sponsor (Winslow) and found to be correct: HB 182.

4/6/83

Examined by the sponsor (Addy) and found to be correct: HB 390.

Examined by the sponsor (Bertelsen) and found to be correct: HB 567.

Examined by the sponsor (Bliss) and found to be correct: HB 632.

Examined by the sponsor (Brand) and found to be correct: HB 691.

Examined by the sponsor (D. Brown) and found to be correct: HB 730.

Examined by the sponsor (Connelly) and found to be correct: HB 266, HJR 14.

Examined by the sponsor (Dozier) and found to be correct: HB 293, HB 627.

Examined by the sponsor (Eudaily) and found to be correct: HB 466.

Examined by the sponsor (Fagg) and found to be correct: HB 701.

Examined by the sponsor (Holliday) and found to be correct: HB 427, HB 615, HB 616.

Examined by the sponsor (Jacobsen) and found to be correct: HB 851.

Examined by the sponsor (Marks) and found to be correct: HB 548, HB 887.

Examined by the sponsor (Miller) and found to be correct: HB 578.

Examined by the sponsor (Peck) and found to be correct: HB 151, HB 222, HB 273.

Examined by the sponsor (Pistoria) and found to be correct: HB 331.

Examined by the sponsor (Ramirez) and found to be correct: HB 229, HB 855.

Examined by the sponsor (Sands) and found to be correct: HB 370, HB 653.

Examined by the sponsor (Seifert) and found to be correct: HB 290, HB 321.

Examined by the sponsor (Shontz) and found to be correct: HB 424, HB 728, HB 730, HB 812.

Examined by the sponsor (Smith) and found to be correct: HB 277, HB 434.

Examined by the sponsor (Yardley) and found to be correct: HB 506, HB 642.

Signed by the Speaker at 4:22 p.m., 4/5/83: HB 30, HB 37, HB 83, HB 166, HB 169, HB 199, HB 212, HB 245, HB 250, HB 562, SB 94, SB 95, SB 114, SB 120, SB 126, SB 394.

Signed by the Speaker at 6:12 p.m., 4/5/83: HB 35, HB 231, HB 234, HB 267, HB 363, HB 391, HB 457, HB 461, HB 504, HB 522, HB 539.

Signed by the Speaker at 8:02 a.m., 4/6/83: HB 126, HB 130, HB 151, HB 182, HB 219, HB 224, HB 228, HB 229, HB 264, HB 273, HB 290, HB 303, HB 336, HB 349, HB 364, HB 375, HB 427, HB 434, HB 441, HB 490, HB 506, HB 507, HB 528, HB 541, HB 660.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman): 4/6/83
SB 454, be concurred in. Report adopted.

TAXATION (Yardley, Chairman): 4/6/83
HB 925, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
 HB 925

A statement of intent is required for House Bill No. 925 because it authorizes the Department of Revenue to adopt rules to implement the appraisal and taxation of railroad property at the local level as opposed to such property being centrally assessed.

The Legislature contemplates that the rules should address the following, among other things:

(1) guidelines, where necessary, for the appraisal of various classes of railroad property by the Department that establish the rules for treating railroad property in the same manner as other property in the same class. Whenever necessary, such guidelines should specify the manner in which market value for purposes of taxation is to be determined. The Legislature

contemplates that such guidelines would adopt the same manner of arriving at market value for railroad property that is used for the entire class of property in which the railroad property is placed. The Legislature further contemplates that the rules would, to the extent possible, provide for the utilization of reports available from the federal government that arrive at market value for the property.

(2) apportionment of the value of railroad rolling stock among counties based on operable track in a county and the annual usage of that track by railroads. While the Legislature recognizes that apportionment of the value of railroad rolling stock among counties is somewhat different than the "normal" system used for personal property taxation, the Legislature has provided for such apportionment because it believes that to do otherwise would require burdensome reports by railroads of their migratory personal property.

Adverse Committee Reports

JUDICIARY (D. Brown, Chairman):

4/5/83

HB 540, Senate amendments, be not concurred in.

HB 825, Senate amendments, be not concurred in.

Dear Mr. Speaker:

The House Judiciary Committee, in executive action held on April 5, 1983, voted to recommend to the House Committee of the Whole that it not concur with the Senate amendments to House Bill 825 and that a conference committee on the amendments be convened.

The House Judiciary Committee recommends nonconcurrence because of one issue that was raised during its meeting on the bill. That issue is the question of availability of a jury trial in a proceeding for a preliminary condemnation order. It is the intention of the House Judiciary Committee that the conference committee act on this issue only, and that it act on this issue by clarifying that a jury trial is not available in the preliminary condemnation proceedings.

REPORTS OF SELECT COMMITTEES

Conference Committee

on SB 260

Report No. 1, April 5, 1983

Mr. President and Speaker of the House:

We, your conference committee on the amendments to SB 260, met April 5, 1983, and considered the amendments of the following committee:

House Committee on Judiciary (3/21/83)

We recommend that:

The Senate accede to Standing Committee amendments 1 and 3.

The House recede from Standing Committee amendments 2, 4, and 5.

The conference committee report on SB 260 be adopted.

For the House:

For the Senate:

Addy, Chairman
Hannah
Vincent

Halligan, Chairman
B. Brown
Mazurek

MESSAGES FROM THE GOVERNOR

The Honorable Stan Stephens

April 5, 1983

President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 342, "AN ACT TO CHANGE THE DATE FOR FILING A REPORT FOR GAS OR OIL PIPELINES AND GAS OR OIL NET PROCEEDS FOR TAX PURPOSES FROM MARCH 31 TO APRIL 15; AMENDING SECTIONS 15-23-103, 15-23-104, AND 15-23-602; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE," for the following reasons.

Senate Bill No. 342, as passed by the Legislature, contains inconsistent provisions concerning the due date for oil and gas net proceeds returns. In Section 1 of the bill, oil and gas net proceeds returns are included in those returns to be filed with the Department of Revenue by March 31. In Section 2, the due date for these returns is set at April 15.

The amendments I am proposing will resolve this inconsistency by clearly setting April 15 as the due date for these returns and by clearly providing that this due date applies to all reports or returns filed after December 31, 1982.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to SB 342

1. Page 1, line 14.
Following: "(2)"
Insert: "and 15-23-602"
2. Page 1, line 16.
Following: "15-23-502,"
Strike: "15-23-602,"
3. Page 4, line 17.
Following: "to"
Strike: "taxable years beginning"
Insert: "reports or returns filed"

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 6, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 426, "AN ACT TO IMPLEMENT ARTICLE XI, SECTION 9(2), OF THE MONTANA CONSTITUTION BY PROVIDING FOR ELECTIONS ON THE QUESTION OF REVIEW OF LOCAL GOVERNMENT AND PROCEDURES FOR THE ESTABLISHMENT AND FUNCTIONING OF LOCAL GOVERNMENT STUDY COMMISSIONS AND FOR THE IMPLEMENTATION OF THEIR RECOMMENDATIONS; AMENDING SECTIONS 7-3-143 AND 7-3-151, MCA," for the following reasons.

As passed, Section 8 of House Bill No. 426 provides that the terms of local government study commissioners end on the day of the vote on the alternative plan. However, Sections 17 and 19 provide that the commission may in its discretion recommend no alternative form of government. If no alternative is recommended, no vote is taken. Section 8, therefore, would allow the commission to continue indefinitely.

The amendment I am proposing would provide that, if a commission recommends no alternative, the commission terminates 30 days after the commission submits its final report.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 426

1. Page 6, line 4.
Following: "plan."

Insert: "If the commission recommends no alternative plan, the term ends 30 days after submission of the final report in accordance with [section 19]."

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 5, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:
House bills 257, 534, and 811.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 6, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 121, 176, and 360.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

Senate joint resolution passed and transmitted to the House for concurrence: 4/5/83

SJR 23, introduced by Goodover, Turnage

House bills concurred in and returned to the House: 4/5/83

HB 892, introduced by Nilson

HB 907, introduced by Dozier

House bill concurred in with statement of intent attached and returned to the House for concurrence in statement of intent: 4/5/83

HB 667, introduced by House Finance and Claims Committee

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 47.

The President appointed the following members:

Senator Story, Chairman
Senator Marbut
Senator R. Manning

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 53.

The President appointed the following members:

Senator Turnage, Chairman
Senator Shaw
Senator Daniels

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 100.

The President appointed the following members:

Senator Elliott, Chairman
Senator Dover
Senator Van Valkenburg

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 119.

The President appointed the following members:

Senator Crippen, Chairman
Senator Brown
Senator Daniels

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 194.

The President appointed the following members:

Senator Marbut, Chairman
Senator Tveit
Senator Jacobson

The Senate, on 4/5/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 259.

The President appointed the following members:

Senator Goodover, Chairman
Senator Kolstad
Senator Graham

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 299.

The President appointed the following members:

Senator Hager, Chairman
Senator Himsl
Senator Christiaens

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 319.

The President appointed the following members:

Senator McCallum, Chairman
Senator Marbut
Senator Boylan

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 376.

The President appointed the following members:

Senator Hazelbaker, Chairman
Senator Severson
Senator Conover

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 377.

The President appointed the following members:

Senator Smith, Chairman
Senator Crippen
Senator Mohar

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 408.

The President appointed the following members:

Senator Brown, Chairman
Senator Kolstad
Senator Fuller

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 429.

The President appointed the following members:

Senator Shaw, Chairman
Senator Galt
Senator Halligan

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 606.

The President appointed the following members:

Senator Shaw, Chairman
Senator Lee
Senator Thomas

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 656.

The President appointed the following members:

Senator Goodover, Chairman
Senator Kolstad
Senator Graham

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 677.

The President appointed the following members:

Senator Turnage, Chairman
Senator Lee
Senator Van Valkenburg

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 743.

The President appointed the following members:

Senator Brown, Chairman
Senator Gage
Senator Mohar

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 770.

The President appointed the following members:

Senator McCallum, Chairman
Senator Lee
Senator Boylan

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 776.

The President appointed the following members:

Senator Lee, Chairman
Senator Etchart
Senator Stimatz

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 873.

The President appointed the following members:

Senator Marbut, Chairman
Senator Story
Senator Norman

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 880.

The President appointed the following members:

Senator Hazelbaker, Chairman
Senator Galt
Senator Halligan

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HJR 5.

The President appointed the following members:

Senator Goodover, Chairman
Senator Kolstad
Senator Graham

The Senate, on 4/5/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HJR 19.

The President appointed the following members:

Senator Marbut, Chairman
Senator Graham
Senator Hammond

MOTIONS

Representative Kitselman moved that the rules be temporarily suspended to allow Donaldson, Metcalf, J. Brown, Harper, Brand, Darko, Menahan, Quilici, Keenan, Holliday, Spaeth, Driscoll, Manuel, Connelly, Miller, Fabrega, Ernst, Mueller, Hanson, Bertelsen, Winslow, Curtiss, Devlin, Ramirez, Seifert, Jones, Ellison, Ryan, Solberg, R. Jensen, Underdal, C. Smith, Lory, Eudaily, and Dozier to be added as sponsors to HR 5. Motion carried.

Representative Kitselman moved that HR 5 be placed at the top of the second reading board this day. Motion carried.

Representative Harrington moved that the rules be temporarily suspended to allow SB 454 to be placed on second reading this day. Motion carried.

Representative Addy moved that Senate amendments to HB 825 be placed on second reading this day. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HJR 40, introduced by Stobie, McCallum, C. Smith, Jones, Underdal, Ryan, Solberg, J. Hammond, Ream, Manuel, Hemstad. Referred to Committee on Natural Resources.

The following Senate bill was introduced, read first time, and referred to committee:

SJR 23, introduced by Goodover, Turnage, (By Request of the Senate Taxation Committee). Referred to Committee on Taxation.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Dozier in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Hemstad present at this time.

HR 5 - That HR 5 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: None.

Total 0

Excused: J. Jensen, Shontz, Stobie, Vinger.

Total 4

Absent or not voting: Bardanouve, Bertelsen, Driscoll, Kemmis, Manuel.

Total 5

Representatives Pavlovich and Waldron excused at this time.

HB 704 - That HB 704 do pass. Motion carried as follows:

Ayes: Asay, Bertelsen, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Koehnke, Lory, Marks, Miller, Neuman, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Ream, Ryan, Sands,

Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Wallin, Winslow.

Total 51

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Hart, Howe, Kadas, Keenan, Kemmis, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Pavlovich, Peck, Quilici, Roush, Sales, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Paired: Holliday, J. Jensen, Seifert, Ayes; Harrington, Pavlovich, Waldron, Noes.

Excused: Shontz, Stobie, Vinger.

Total 3

Absent or not voting: None.

Total 0

HJR 38 - That HJR 38 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Daily, Ellerd, Hanson, Keyser, Schultz.

Total 5

Excused: J. Jensen, Pavlovich, Shontz, Stobie, Vinger, Waldron.

Total 6

Absent or not voting: Brand, Miller.

Total 2

Representative Bengtson excused at this time.

SJR 24 - That SJR 24 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Solberg, Spaeth, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Asay, Bliss, Devlin, Ernst, Hand, Hanson, Jones, Marks, Phillips, Schultz, Smith, Swift, Switzer, Underdal.

Total 14

Excused: Bengtson, J. Jensen, Pavlovich, Shontz, Stobie, Vinger, Waldron.
Total 7

Absent or not voting: Bardanouve, Quilici, Ryan.
Total 3

Representative Bengtson present at this time.

HB 373 - That Senate amendments to HB 373 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: None.
Total 0

Excused: J. Jensen, Pavlovich, Shontz, Stobie, Vinger, Waldron.
Total 6

Absent or not voting: Bardanouve, Fagg, Hannah, Neuman, Schultz, Seifert.
Total 6

HB 570 - That Senate amendments to HB 570 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 88

Noes: Hannah, Smith.
Total 2

Excused: J. Jensen, Pavlovich, Shontz, Stobie, Vinger, Waldron.
Total 6

Absent or not voting: Bardanouve, Devlin, Fabrega, Quilici.
Total 4

Representative Waldron present at this time.

HB 825 - Representative Addy moved that Senate amendments to HB 825 be placed at the top of the board. Motion carried.

That Senate amendments to HB 825 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Darko, Sales.
Total 2

Excused: J. Jensen, Pavlovich, Shontz, Stobie, Vinger.
Total 5

Absent or not voting: Bardanouve, Fabrega, Harrington.
Total 3

Representatives Addy and Kemmis excused at this time.

SB 69 - That the free conference committee report on SB 69 be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Winslow, Yardley.
Total 87

Noes: Bliss, Sales, Wallin, Zabrocki.
Total 4

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.
Total 7

Absent or not voting: Bardanouve, Fabrega.
Total 2

SB 454 - That SB 454 be concurred in. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride,

McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bliss, Howe.

Total 2

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.

Total 7

Absent or not voting: Bardanouve, Connelly.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker Pro Tem in the Chair. Chairman Dozier moved that the committee of the whole report be deemed read. Motion carried. Chairman Dozier moved the adoption of the committee report. Report adopted. (89-1)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 923 passed as follows:

Ayes: Abrams, Asay, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Solberg, Spaeth, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Bachini, Bertelsen, Bliss, Hannah, Harper, Jones, Koehnke, Mueller, Peck, Sales, Smith, Swift, Underdal.

Total 13

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.

Total 7

Absent or not voting: Bardanouve, R. Jensen, Marks.

Total 3

HB 284, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz,

Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: None.
Total 0

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.
Total 7

Absent or not voting: Bardanouve, Manuel.
Total 2

HB 826, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 92

Noes: None.
Total 0

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.
Total 7

Absent or not voting: Bardanouve.
Total 1

HB 832, Senate amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 86

Noes: D. Brown, Devlin, Hannah, Keyser, Peck, Schultz, Swift.
Total 7

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.
Total 7

Absent or not voting: None.
Total 0

Representative Shontz present at this time.

HB 832, requiring a two-thirds majority vote, failed to pass as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 75

Noes: Bengtson, D. Brown, Curtiss, Devlin, Driscoll, Ellison, Hannah, Jones, Keyser, Kitselman, Marks, Peck, Schultz, Smith, Swift, Switzer, Thoft, Wallin, Winslow.

Total 19

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Stobie, Vinger.

Total 6

Absent or not voting: None.

Total 0

Representative Shontz excused at this time.

HB 629, Governor's amendments, concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 88

Noes: Hannah, Keyser.

Total 2

Excused: Addy, J. Jensen, Kemmis, Pavlovich, Shontz, Stobie, Vinger.

Total 7

Absent or not voting: Bardanouve, Ellison, Yardley.

Total 3

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on SB 118:

Representative Ream, Chairman

Representative J. Jensen

Representative Mueller

MOTIONS

Representative Marks moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 373. Motion carried.

The Speaker appointed the following representatives:

Holliday, Chairman
D. Brown
Marks

Representative D. Brown moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 825. Motion carried.

The Speaker appointed the following representatives:

Schye, Chairman
Addy
Ramirez

Representative Vincent moved that the House adjourn until 3:00 p.m., April 7, 1983.

Motion carried.

House adjourned at 5:13 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

SEVENTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
April 7, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except J. Jensen, Menahan, Vinger, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the seventy-fourth and seventy-fifth legislative days, find the same to be correct.

J. Brown, Vice-Chairman

SPECIAL ORDERS OF THE DAY

The Montana State University Theatre of Silence performed for the members of the House.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/7/83

Correctly printed: HB 925.

Considered correctly engrossed: HB 704, HJR 38.

Correctly enrolled: HB 24, HB 93, HB 172, HB 193, HB 221, HB 279, HB 329, HB 343, HB 356, HB 358, HB 362, HB 399, HB 419, HB 444, HB 503, HB 523, HB 565, HB 576, HB 591, HB 673, HB 685, HB 702, HB 705, HB 718, HB 746, HB 805.

Examined by the sponsor (Dozier) and found to be correct: HB 794.

4/6/83

Examined by the sponsor (Lory) and found to be correct: HB 575.

Examined by the sponsor (Schultz) and found to be correct: HB 631.

Examined by the sponsor (D. Brown) and found to be correct: HB 472.

Examined by the sponsor (Wallin) and found to be correct: HB 721.

Examined by the sponsor (Keyser) and found to be correct: HB 24, HB 523.

4/7/83

Examined by the sponsor (Donaldson) and found to be correct: HB 93, HB 419.

Examined by the sponsor (Spaeth) and found to be correct: HB 343, HB 705.

Examined by the sponsor (Sands) and found to be correct: HB 362.

Examined by the sponsor (Nisbet) and found to be correct: HB 591.

Examined by the sponsor (Pistoria) and found to be correct: HB 193.

Examined by the sponsor (Harper) and found to be correct: HB 685.

Examined by the sponsor (Darko) and found to be correct: HB 746.

Examined by the sponsor (Lory) and found to be correct: HB 576.

Examined by the sponsor (J. Brown) and found to be correct: HB 358.

Examined by the sponsor (Miller) and found to be correct: HB 503.

Examined by the sponsor (Hannah) and found to be correct: HB 221.

Examined by the sponsor (Swift) and found to be correct: HB 444.

Examined by the sponsor (Yardley) and found to be correct: HB 702.

Examined by the sponsor (Ream) and found to be correct: HB 718.

Examined by the sponsor (Hammond) and found to be correct: HB 279.

Examined by the sponsor (Williams) and found to be correct: HB 172.

Examined by the sponsor (Vincent) and found to be correct: HB 356.

Delivered to the Governor for his approval at 3:31 p.m., 4/6/83: HB 9, HB 415, HB 495, HB 636, HB 836, HB 872.

APPROPRIATIONS (Waldron, Vice-Chairman):

4/7/83

- SB 106**, be concurred in. Report adopted.
SB 167, be concurred in. Report adopted.
SB 190, be concurred in. Report adopted.
SB 217, be concurred in. Report adopted.
SB 232, be concurred in. Report adopted.
SB 312, be concurred in. Report adopted.
SB 429, third reading copy, be amended as follows:

1. Page 3, lines 21 and 22.
Strike: "under" on line 21 through "and" on line 22
Following: "a city" on line 22
Strike: ", the city"
2. Page 3, line 23.
Strike: "1983"
Insert: "1985"
3. Page 4, line 12.
Strike: ", and"
Insert: ", Before July 1, 1985"
Strike: "15.06%"
Insert: "14.04%"
4. Page 4, line 13.
Following: "compensation"
Insert: "and 15.06% on and after July 1, 1985"
5. Page 4, line 18.
Strike: "The"
Insert: "Before July 1, 1985, the"
6. Page 4, line 19.
Strike: "13.02%"
Insert: "14.04%"
7. Page 4, line 21.
Following: "month"
Insert: ", 13.02% on and after July 1, 1985,"
8. Page 5, line 10.
Strike: "1984"
Insert: "1986"
9. Page 5, line 15.
Strike: "1984"
Insert: "1986"
10. Page 6, line 22.
Strike: "and"
Following: "18%"
Strike: "22.98%"
Insert: "18%"
11. Page 6, line 23.
Following: "1983"
Insert: ", and to 22.98% effective July 1, 1985"
12. Page 7, line 9.
Strike: "and"
Strike: "13.02%"
Insert: "18%"
Following: "1983"

Insert: “, and shall decrease to 13.02% effective July 1, 1985”

And, as amended, be concurred in. Report adopted.

SB 443, be concurred in. Report adopted.

SB 452, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in and returned to the House:

4/6/83

HB 858, introduced by Hand, Pavlovich, Daily, et al.

House bills concurred in as amended and returned to the House for concurrence in Senate amendments:

4/6/83

HB 582, introduced by Switzer, Mueller

HB 747, introduced by Marks, Ramirez, Bertelsen, et al.

HJR 29, introduced by Ramirez, J. Brown, et al.

House amendments to Senate bill concurred in:

4/6/83

SB 402, introduced by Mohar, Vincent, Hager, et al.

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 191.

The President appointed the following members:

Senator Turnage, Chairman
Senator Shaw
Senator Daniels

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 232.

The President appointed the following members:

Senator Severson, Chairman
Senator Gage
Senator Norman

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 281.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Keating
Senator Fuller

The Senate, on 4/7/83, appointed new members to the conference committee to confer on Senate amendments to HB 376.

The President appointed the following members:

Senator Hager, Chairman
Senator Brown
Senator Mazurek

The Senate, on 4/6/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 428.

The President appointed the following members:

Senator Brown, Chairman
Senator Smith
Senator Blaylock

The Senate, on 4/6/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 545.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Kolstad
Senator Conover

The Senate, on 4/5/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 581.

The President appointed the following members:

Senator Turnage, Chairman
Senator Severson
Senator Eck

The Senate, on 4/6/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 663.

The President appointed the following members:

Senator Hager, Chairman
Senator Himsl
Senator Jacobson

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 700.

The President appointed the following members:

Senator McCallum, Chairman
Senator Hammond
Senator Towe

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 733.

The President appointed the following members:

Senator Story, Chairman
Senator Hammond
Senator Towe

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 749.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Galt
Senator Lynch

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 750.

The President appointed the following members:

Senator Goodover, Chairman
Senator Elliott
Senator Eck

The Senate, on 4/6/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 798.

The President appointed the following members:

Senator Dover, Chairman
Senator Aklestad
Senator Fuller

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 802.

The President appointed the following members:

Senator Galt, Chairman
Senator Kolstad
Senator Lane

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 846.

The President appointed the following members:

Senator Story, Chairman
Senator Marbut
Senator Daniels

The Senate, on 4/6/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 871.

The President appointed the following members:

Senator Kolstad, Chairman
Senator Lee
Senator Christiaens

MOTIONS

Representative Curtiss excused at this time.

Representative Ellerd moved that the House reconsider its do pass action on HJR 38, second reading on the 77th legislative day, and return the bill to second reading. Motion failed. (30-60)

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 900, introduced by Manuel. Referred to Committee on Appropriations.

MOTIONS

Representative Driscoll moved that the conference committee on Senate amendments to HB 408 be dissolved and that the Speaker be authorized to appoint a free conference committee. Motion carried.

Representative Ream moved that the conference committee on Senate amendments to HB 377 be dissolved and that the Speaker be authorized to appoint a free conference committee. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 112 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 87

Noes: Brand, R. Jensen, Jones, McBride, Ryan, Sales, Stobie.

Total 7

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: Asay, Dozier.

Total 2

SB 454 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Bliss.

Total 1

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: None.

Total 0

SJR 24 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bertelsen, Ernst, Hanson, Jones, Marks, Peck, Phillips, Ryan, Sales, Solberg, Stobie, Swift.

Total 12

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: None.

Total 0

HB 570, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: None.

Total 0

SB 69, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley,
Mr. Speaker.

Total 91

Noes: Asay, Jacobsen, Pavlovich, Zabrocki.

Total 4

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: Keyser.

Total 1

SPECIAL ORDERS OF THE DAY

The Honorable Ron Marlenee, U.S. Congressman from the Eastern District gave the following address for the members of the House:

I appreciate the courtesy of a few minutes of your time. Because of the mutual endeavor we are committed to, I believe we have an obligation to listen carefully to each other. We are entrusted with a huge responsibility, representing a beautiful and wealthy state and representing a unique and independent people.

Everything you do affects their lives. Everything I do affects them. What you do and I do impacts each other.

Let us examine water and our relationship.

My role is to make absolutely certain that you have the opportunity to write the kind of water law that you as the people's voice want to write. This I did in the Coal Slurry Bill that just passed out of the Interior Committee, of which I am a ranking member. My amendment simply says to the Slurry Company, show me your water permit and then I grant you eminent domain. Your role is to make certain that water is not squandered.

Transportation. Mutually we must forge a chain of restraints against the new robber-barons. When the I.C.C. decided to rollover and play dead it marked the day that we were both obligated to make certain that our economy and our people are not hostages to monopolies of transportation.

The I.C.C. must be forced to address the captive shipper problem we face. I solicit a resolution from you.

We must carefully examine and promote alternatives so that competition can be fairly treated and not threatened. We are at a brink of war with those who would practice corporate terrorism by branch line abandonment and exorbitant shipping costs.

The working relationship between this Republican and members of both parties in this body has only begun.

The efforts by Senator Tveit to pass a resolution supporting my efforts to keep the Ag Research Station at Sidney open, was appreciated. I was able to personally hand the Secretary of Agriculture your message.

I appreciated the opportunity to testify on Senator Swede Hammond's bill on solid waste. Although I could not be here personally, I sent a member of my staff.

Public lands and asset management. We have a unique opportunity to examine the detail of every proposed sale. I oppose the sale of land in the scope and vastness proposed. Not all transactions would be sales, some

would be trades. We must look carefully at each one. Some of the land is in your districts, I invite you to examine carefully these parcels and get back to me with your thoughts.

The maps are now available with the Forest Service and BLM and if I can help you I will also provide any maps you may need if you request them from my office.

Economy - we have 3.4 percent inflation, interest rates are down. The Index is at 3.6, the highest in 33 years. Housing is up 3% - 93% over last February. We passed the Jobs Training Bill in 1982, and again in 1983 the Jobs Bill, both of which I supported. This will provide up-front money for those who need it the most.

In conclusion, let me say that I have held office for 7 years now. Nearly every day of those 7 years has entailed representing Montana people.

I think you Legislators are doing a tremendous job in the three months or so that you meet. I think you as legislators could utilize the vast resources that we have available, especially now with the Republican leadership. I offer my office to both sides of the aisle.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Koehnke in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 540 - That Senate amendments to HB 540 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Yardley.
Total 80

Noes: D. Brown, Jones, Pavlovich, Phillips, Sales, Smith, Spaeth.
Total 7

Excused: Curtiss, J. Jensen, Menahan, Vinger.
Total 4

Absent or not voting: Bardanouve, Daily, Driscoll, Hemstad, McBride, Manuel, Waldron, Winslow, Zabrocki.
Total 9

HB 667 - That Senate statement of intent to HB 667 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega,

Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: Driscoll, Manuel, Waldron.

Total 3

HB 426 - That the Governor's amendments to HB 426 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: Driscoll, Hannah, McCormick, Phillips, Schultz, Waldron, Winslow.

Total 7

SB 260 - That the conference committee report on SB 260 be adopted.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 89

Noes: Stobie.

Total 1

Excused: Curtiss, J. Jensen, Menahan, Vinger.

Total 4

Absent or not voting: Asay, Driscoll, Hammond, Manuel, Phillips, Winslow.

Total 6

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Koehnke moved the adoption of the committee report. Report adopted. (89-0)

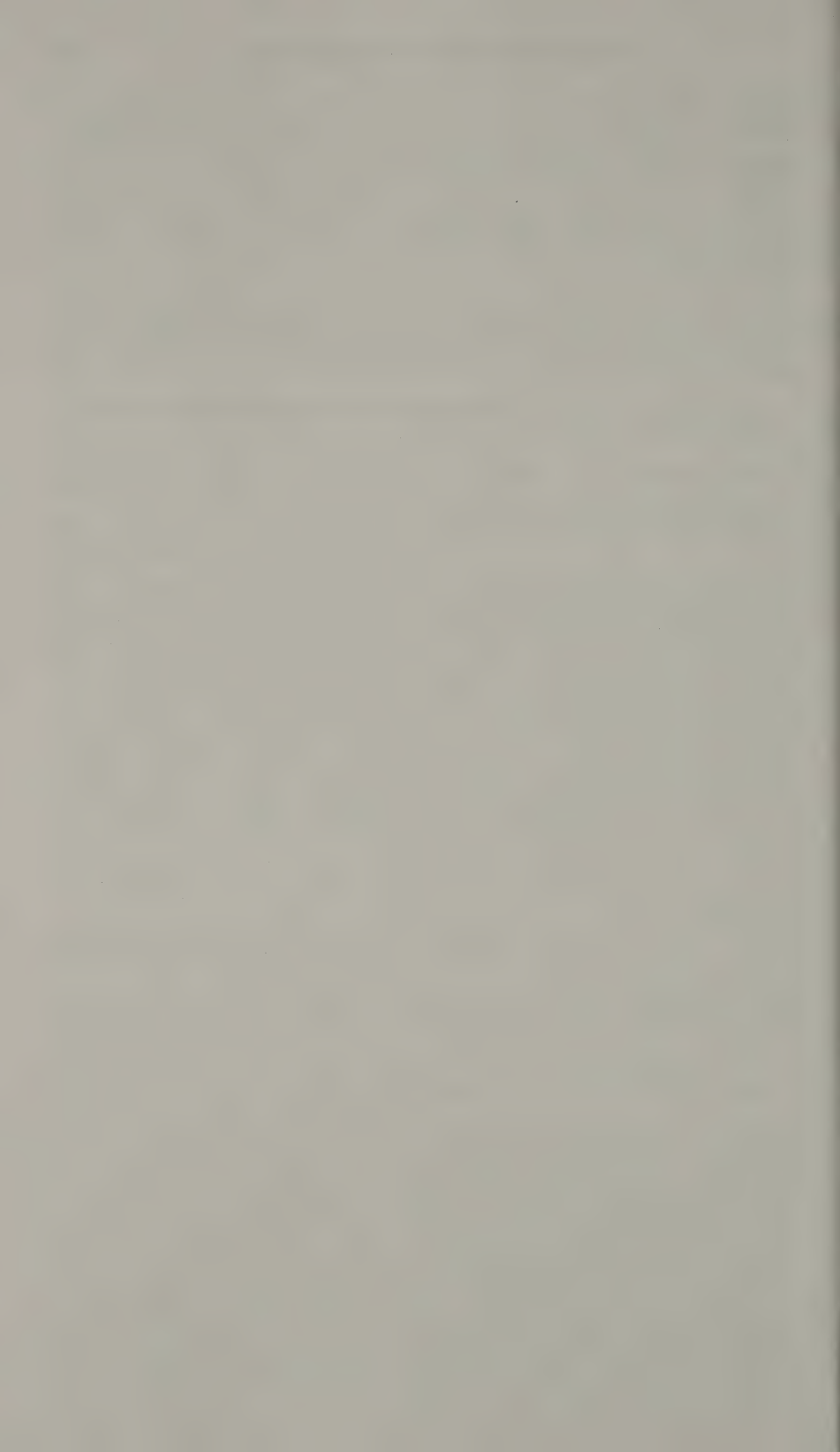
Representative Vincent moved that the House adjourn until 3:00 p.m., April 8, 1983.

Motion carried.

House adjourned at 4:15 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk



SEVENTY-NINTH LEGISLATIVE DAY

Helena, Montana
April 8, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Hannah, Menahan, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the seventy-sixth and seventy-seventh legislative days, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/8/83

Correctly enrolled: HB 357, HB 465, HB 521, HB 572, HB 714, HB 772, HB 788, HB 792, HB 814, HB 826, HB 853, HB 856, HB 862, HB 886, HB 892, HB 907, HJR 11.

Examined by the sponsor (Shontz) and found to be correct: HB 329.

4/7/83

Examined by the sponsor (Iverson) and found to be correct: HB 673.

Examined by the sponsor (Harper) and found to be correct: HB 628.

Examined by the sponsor (Waldron) and found to be correct: HB 715, HB 805.

Examined by the sponsor (Schye) and found to be correct: HB 662.

Examined by the sponsor (Shontz) and found to be correct: HB 862.

4/8/83

Examined by the sponsor (Bergene) and found to be correct: HB 856.

Examined by the sponsor (Spaeth) and found to be correct: HB 714.

Examined by the sponsor (Miller) and found to be correct: HB 853.

Examined by the sponsor (Ellison) and found to be correct: HB 826.

Examined by the sponsor (Nilson) and found to be correct: HB 892.

Examined by the sponsor (Kadas) and found to be correct: HB 814.

Examined by the sponsor (O'Connell) and found to be correct: HB 788.

Examined by the sponsor (Pavlovich) and found to be correct: HB 886.

Examined by the sponsor (Winslow) and found to be correct: HB 792.

Examined by the sponsor (Donaldson) and found to be correct: HB 357.

Examined by the sponsor (Dozier) and found to be correct: HB 907.

Examined by the sponsor (Bengtson) and found to be correct: HB 772.

Examined by the sponsor (Harrington) and found to be correct: HJR 11.

Examined by the sponsor (Vinger) and found to be correct: HB 399, HB 565.

Examined by the sponsor (Vincent) and found to be correct: HB 521.

Examined by the sponsor (Hemstad) and found to be correct: HB 465.

Examined by the sponsor (Kitselman) and found to be correct: HB 572.

4/9/83

Signed by the Speaker at 2:50 p.m., 4/7/83: HB 437, HB 449, SB 84, SJR 10.

Signed by the Speaker at 2:55 p.m., 4/7/83: HB 472, HB 575, HB 631, HB 721, HB 794.

Signed by the Speaker at 8:25 a.m., 4/8/83: SB 21, SB 155, SB 166, SB 203, SB 259, SB 320, SB 363, SB 370, SB 415, SJR 3, SJR 7, SJR 17.

Signed by the Speaker at 11:39 a.m., 4/8/83: HB 222, HB 266, HB 277, HB 293, HB 321, HB 331.

Signed by the Speaker at 1:54 p.m., 4/8/83: HB 370, HB 390, HB 424, HB 466, HB 548, HB 567, HB 578, HB 592, HB 615, HB 616, HB 627, HB 632, HB 642, HB 653, HB 691, HB 701, HB 728, HB 730, HB 786, HB 812, HB 851, HB 855, HB 887, HJR 14.

Delivered to the Governor for his approval at 10:00 a.m., 4/8/83: HB 30, HB 35, HB 37, HB 83, HB 166, HB 169, HB 199, HB 212, HB 231, HB 245, HB 250, HB 267, HB 363, HB 391, HB 457, HB 461, HB 504, HB 522, HB 539, HB 562.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (J. Brown, Vice-Chairman): 4/7/83

Recommend that at the close of business April 8, 1983, the following employment be terminated:

Sharon Lodge.....	Page
Robin Lee	Page

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 106
Report No. 1, March 29, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 106, met March 29, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (2/10/83)

We recommend that:

The House accede to Senate Committee of the Whole amendment.
HB 106 be further amended as indicated in clerical instructions 1 and 2.

The free conference committee report on HB 106 be adopted.

Clerical Instructions:

- 1. Page 2, line 20.
Strike: "attorney general shall"
Insert: "county attorney for any county in which a foreign corporation is transacting business without a certificate of authority may"
- 2. Page 2, line 22.
Following: "."
Insert: "Any money collected in such proceedings shall be paid to the state general fund."

For the House:	For the Senate:
Roush, Chairman	Lee, Chairman
Pavlovich	Boylan
Winslow	Shaw

Conference Committee
on HB 119
Report No. 1, April 7, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 119, met April 7, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (4/7/83)

We recommend that:

The Senate recede from Standing Committee amendment 1.

The House accede to Standing Committee amendment 2.

HB 119 be further amended as indicated in clerical instruction 1.

The conference committee report on HB 119 be adopted.

Clerical Instructions:

1. Senate Judiciary Committee amendments.

Strike: amendment 1

For the House:

Addy, Chairman
Farris
Mueller

For the Senate:

Crippen, Chairman
Brown
Daniels

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 8, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 9, 415, 495, and 636.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/7/83, requested the return of the following House bill for further consideration:

HB 171, introduced by Williams, Yardley

House bill concurred in and returned to the House: 4/7/83

HB 574, introduced by Neuman

Governor's amendments to House bills concurred in and returned to the House: 4/7/83

HB 205, introduced by Fabrega, Harp, Thomas

HB 670, introduced by Fagg, Sands

House amendments to Senate bills concurred in: 4/7/83

SB 159, introduced by Keating, Tveit, Shaw, et al.

SB 201, introduced by Turnage, Hazelbaker, B. Brown

SB 214, introduced by Smith, Towe, Holliday, et al.

SB 227, introduced by Towe

SB 249, introduced by Towe, Fabrega

SB 316, introduced by Towe, Conover

SB 378, introduced by Berg, Regan

SB 391, introduced by Eck, Halligan

SB 395, introduced by E. Smith, Mazurek

SB 410, introduced by Halligan

SB 441, introduced by Tveit, Graham

SB 448, introduced by Lane, Towe

Senate joint resolution passed and transmitted to the House for concurrence: 4/7/83

SJR 25, introduced by Marbut

Governor's amendments to Senate bills concurred in and returned to the House for concurrence in Governor's amendments: 4/7/83

SB 141, introduced by Gage

SB 298, introduced by Towe, Turnage

The Senate, on 4/7/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 373.

The President appointed the following members:

Senator Dover, Chairman

Senator Himsl

Senator Blaylock

The Senate, on 4/7/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 825.

The President appointed the following members:

Senator Turnage, Chairman

Senator Crippen

Senator Mazurek

MOTIONS

Representative Lory moved that HB 720 be taken from enrolling and that Senate amendments to HB 720 be placed on second reading. Motion carried.

Representative Connelly moved that the conference committee on Senate amendments to HB 232 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Metcalf moved that the conference committee on Senate amendments to HB 880 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative J. Brown moved that the conference committee on Senate amendments to HB 873 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative D. Brown moved that the conference committee on Senate amendments to HB 802 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative McBride moved that the conference committee on Senate amendments to HB 376 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Vincent moved that the conference committee on Senate amendments to HB 540 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HB 926, introduced by Thoft, Hager, Boylan, Neuman. Referred to Committee on Rules.

The following Senate bill was introduced, read first time, and referred to committee:

SJR 25, introduced by Marbut, (By Request of the Senate Judiciary Committee). Referred to Committee on Judiciary.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 925 - That HB 925, second reading copy, be amended as follows:

1. Page 14.

Following: line 21

Insert: "Section 15. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent sections

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory,

Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: Daily, Jacobsen, Kemmis.

Total 3

That HB 925, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 65

Noes: Bachini, Bengtson, Bliss, D. Brown, Compton, Curtiss, Donaldson, Ellerd, Fagg, Iverson, R. Jensen, Jones, Kitselman, Marks, Manuel, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 32

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: None.

Total 0

SB 106 - That SB 106 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Bliss, Curtiss, Phillips, Ryan, Seifert, Stobie, Swift.

Total 7

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: Manuel.

Total 1

SB 167 - That SB 167 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: Marks, Manuel, Ream, Sands, Seifert.

Total 5

SB 190 - That SB 190 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: None.

Total 0

SB 217 - That SB 217 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck,

Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Keyser.

Total 1

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: None.

Total 0

SB 232 - That SB 232 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Jones, Keyser, Sales.

Total 3

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: None.

Total 0

SB 312 - Representative Waldron moved that SB 312 be concurred in. Representative Pistoria made a substitute motion that SB 312 be placed below SB 452. The substitute motion carried as follows:

Ayes: Asay, Bengtson, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Ellerd, Ernst, Eudaily, Harp, Harper, Hart, Hemstad, Iverson, R. Jensen, Jones, Kitselman, Koehnke, Lybeck, Marks, Miller, Nilson, Nordtvedt, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 46

Noes: Abrams, Addy, Bachini, Bertelsen, D. Brown, J. Brown, Darko, Donaldson, Dozier, Driscoll, Ellison, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, McBride, McCormick, Manuel, Metcalf, Mueller, Nisbet, O'Connell, Peck, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 45

Excused: Hannah, Menahan, Neuman.

Total 3

Absent or not voting: Bardanouve, Bergene, Brand, Fagg, Harrington, Keyser.

Total 6

Representative Waldron excused at this time.

SB 429 - That SB 429 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Schultz, Schye, Shontz, Spaeth, Underdal, Veleber, Vincent, Wallin, Williams, Yardley, Zabrocki.

Total 66

Noes: Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Fabrega, Hand, R. Jensen, Jones, Keyser, Marks, Mueller, Ramirez, Ryan, Sales, Sands, Saunders, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger.

Total 29

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Winslow.

Total 1

SB 443 - That SB 443 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Bardanouve, D. Brown, Fabrega, Shontz.

Total 4

SB 452 - That SB 452 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McCormick, Marks, Metcalf, Nilson,

Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Roush, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 61

Noes: Asay, Bengtson, Bergene, Curtiss, Devlin, Ellerd, Ellison, Farris, Hanson, Hemstad, Howe, Iverson, Jacobsen, Jones, Kitselman, Koehnke, McBride, Manuel, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ream, Ryan, Sales, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Wallin.

Total 34

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Fabrega.

Total 1

SB 312 - Representative Harrington moved that consideration on SB 312 be passed for the day. Motion carried.

HB 582 - That Senate amendments to HB 582 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Zabrocki.

Total 89

Noes: Dozier, Farris, Kadas, Keenan, Williams, Yardley.

Total 6

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Driscoll.

Total 1

HB 747 - That Senate amendments to HB 747 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Lory, Sands.

Total 2

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Donaldson, Driscoll.

Total 2

HJR 29 - That Senate amendments to HJR 29 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Kemmis.

Total 1

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Bengtson, Hammond, Harrington, O'Connell.

Total 4

Representative Bengtson excused at this time.

HB 720 - That Senate amendments to HB 720 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: None.

Total 0

Excused: Bengtson, Hannah, Menahan, Neuman, Waldron.

Total 5

Absent or not voting: Hand, Harrington, Seifert.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the

Chair. Chairman Addy moved the adoption of the committee report. Representative Marks made a substitute motion that SB 429 be segregated from the committee report and that, as amended, report be adopted. Motion carried. (49-46)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Bengtson present at this time.

HB 704 failed to pass as follows:

Ayes: D. Brown, J. Brown, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hanson, Harp, Hemstad, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, Pavlovich, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Zabrocki.

Total 49

Noes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ellerd, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Kadas, Keenan, Kennerly, Lybeck, McBride, Metcalf, Nilson, Nisbet, O'Connell, Peck, Quilici, Ream, Roush, Sales, Saunders, Schye, Solberg, Thoft, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.

Total 49

Paired: Neuman, Seifert, Ayes; Harrington, Waldron, Noes.

Excused: Hannah, Menahan.

Total 2

Absent or not voting: None.

Total 0

HJR 38 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: Brand, Daily, Ellerd, Keyser, Nilson, Schultz, Vinger.

Total 7

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Hanson, Harp, Ryan, Thoft.

Total 4

HB 667, statement of intent, passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Brand.

Total 1

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: None.

Total 0

HB 426, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Seifert.

Total 1

SB 260, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal,

Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: D. Brown, Pavlovich, Phillips, Stobie, Vinger.

Total 5

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: None.

Total 0

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 232:

Representative Connelly, Chairman

Representative Dozier

Representative Winslow

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 377:

Representative Ream, Chairman

Representative Fabrega

Representative Nilson

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 376:

Representative McBride, Chairman

Representative Harrington

Representative Winslow

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 408:

Representative Driscoll, Chairman

Representative Bachini

Representative Schultz

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 540:

Representative Addy, Chairman

Representative Keyser

Representative Vincent

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 802:

Representative D. Brown, Chairman

Representative Bergene

Representative Harper

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 873:

Representative J. Brown, Chairman

Representative Bergene

Representative Metcalf

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 880:

Representative Metcalf, Chairman
Representative Bergene
Representative Veleber

MOTIONS

Representative O'Connell moved that her vote on HB 704, third reading this day, be recorded as yes. Motion withdrawn.

Representative Harp moved that the House reconsider its do not pass action on HB 704, third reading this day. Motion failed. (47-49)

Representative Manuel moved that the conference committee on Senate amendments to HB 319 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Jacobsen moved that the House recede from its amendments to SB 317. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Eudaily, Lory, Sales.

Total 3

Excused: Hannah, Menahan, Neuman, Waldron.

Total 4

Absent or not voting: Bertelsen, Brand, Vinger, Wallin.

Total 4

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 720. Motion carried.

Representative Nilson moved that consideration on Senate amendments to HB 335 be passed until the 84th legislative day. Motion carried.

Representative Ellerd moved that his vote and Representative O'Connell's vote on HB 704, third reading this day, be recorded as yes. Representative Vincent called for a ruling from the Chair on the motion. Speaker Kemmis ruled the motion out of order. Representative Ellerd withdrew his motion.

Representative Vincent moved that the House adjourn until 10:00 a.m., April 9, 1983.

Motion carried.

House adjourned at 6:16 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTIETH LEGISLATIVE DAY

Helena, Montana
April 9, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Appropriations Committee, Brand, Dozier, Hand, Howe, Keyser, Menahan, Winslow, Yardley, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/9/83

Correctly engrossed: HB 925.

Correctly enrolled: HB 284, HB 493, HB 625, HB 628, HB 662, HB 715, HR 5. 4/8/83

Examined by the sponsor (Winslow) and found to be correct: HB 284.

Examined by the sponsor (Yardley) and found to be correct: HB 493.

Examined by the sponsor (McBride) and found to be correct: HB 625.

Examined by the sponsor (Kitselman) and found to be correct: HR 5.

Signed by the Speaker at 4:29 p.m., 4/8/83: SB 20, SB 82, SB 237, SB 280, SB 289, SB 292, SB 371, SB 418, SB 426.

Signed by the Speaker at 7:25 p.m., 4/8/83: HB 24, HB 93, HB 172.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 408

Report No. 1, April 7, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 408, met April 7, 1983, and considered the amendments of the following committees:

Senate Committee on Highways and Transportation (2/17/83)

We recommend that:

The Senate recede from Standing Committee amendment 1.

HB 408 be further amended as indicated in clerical instruction 2.

The free conference committee report on HB 408 be adopted.

Clerical Instructions:

1. Senate Standing Committee amendments.

Strike: amendment 1

2. Page 1, line 18.

Following: "railroad"

Insert: ". A caboose is required on all thru-freight, local, and work trains. Provided, however, a caboose is not required on a train operating within railroad yard or switch limits as presently established, or on a thru-freight if not more than 2,000 feet in overall length operating within an Automatic Block Signal System or within Centralized Traffic Control limits"

For the House:

Driscoll, Chairman

For the Senate:

Brown, Chairman

Bachini
Schultz

Fuller
Kolstad

Free Conference Committee
on HB 663
Report No. 1, April 8, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 663, met April 8, 1983, and considered the amendments of the following committees:

Senate Committee on Public Health (3/23/83)

We recommend that:

The House accede to Standing Committee amendments 1, 2, 3, and 4.

HB 663 be further amended as indicated in clerical instructions 1 and 2.

The free conference committee report on HB 663 be adopted.

Clerical Instructions:

1. Page 2, line 12.
Following: "grandfathered"
Insert: "— exception"

2. Page 2, line 14.
Following: "4 years."

Insert: "However, the department may accept and consider requests from such existing planning and service areas that the requesting area be divided into two new areas and may grant one request and divide the area into two new areas. If the department grants a request and divides the requesting area into two new areas this section's grandfather clause applies to the two new areas."

For the House:

Bengtson, Chairman
Farris
Winslow

For the Senate:

Hager, Chairman
Himsl
Jacobson

Conference Committee
on HB 743
Report No. 1, April 8, 1983

Mr. President and Speaker of the House:

We, your conference committee on HB 743, met April 8, 1983, and considered the amendments of the following committees:

Senate Committee on Agriculture (3/8/83)

We recommend that:

The House accede to Standing Committee amendments 1 through 3.

The conference committee report on HB 743 be adopted.

For the House:

Lybeck, Chairman
Connelly
Curtiss

For the Senate:

Brown, Chairman
Gage
Mohar

Free Conference Committee
on HB 802
Report No. 1, April 9, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 802, met April 9, 1983, and considered the amendments of the following committees:

Senate Committee on Agriculture, Livestock and Irrigation (3/16/83)

Senate Committee of the Whole (3/22/83)

We recommend that:

The House accede to the Senate Committee of the Whole amendment and to Standing Committee amendments 1 through 5, 7 through 12, 15 through 18, 20, 21, and 24 through 37.

The Senate recede from Standing Committee amendments 6, 13, 14, 19, 22, and 23.

HB 802 be further amended as indicated in clerical instructions 1 through 7.

The free conference committee report on HB 802 be adopted.

Clerical Instructions:

1. Senate Standing Committee amendments.

Strike: amendments 6, 13, 14, 19, 22, and 23

2. Page 8, line 19.

Strike: "\$20"

Insert: "\$50"

3. Page 13, line 8.

Strike: "\$20"

Insert: "\$35"

4. Page 13, line 10.

Strike: "\$15"

Insert: "\$20"

5. Page 15, line 16.

Strike: "\$20"

Insert: "\$35"

6. Page 15, line 19.

Strike: "\$15"

Insert: "\$25"

7. Page 15, line 25.

Strike: "\$20"

Insert: "\$35"

For the House:

D. Brown, Chairman
Bergene
Harper

For the Senate:

Galt, Chairman
Kolstad
Lane

Free Conference Committee
on HB 825
Report No. 1, April 8, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 825, met April 8, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/18/83)

We recommend that:

The House accede to Standing Committee amendments.

HB 825 be further amended as indicated in clerical instructions 1 and 2.

The free conference committee report on HB 825 be adopted.

Clerical Instructions:

1. Page 5, line 17.

Following: "COURT"

Insert: ", sitting without a jury,"

2. Page 10, line 3.

Following: "CONSIDERATION."

Insert: "The preliminary condemnation proceeding shall be tried by the court sitting without a jury."

For the House:

Schye, Chairman
Addy
Ramirez

For the Senate:

Turnage, Chairman
Crippen
Mazurek

MESSAGES FROM THE OTHER HOUSE

Governor's amendments to House bills concurred in and returned to the House: 4/8/83

HB 92, introduced by Stobie, Daily

HB 712, introduced by Nilson, Yardley

House amendments to Senate bill concurred in: 4/8/83

SB 309, introduced by Graham

Governor's amendments to Senate bill concurred in and returned to the House for concurrence in Governor's amendments: 4/8/83

SB 342, introduced by Gage

Conference committee reports adopted: 4/8/83

Conference committee report on House amendments to SB 69

Conference committee report on House amendments to SB 260

The Senate, on 4/8/83, failed to concur in House amendments to SB 428 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 428.

The President appointed the following members:

Senator Etchart, Chairman
Senator Hammond
Senator Eck

The Senate, on 4/8/83, failed to concur in House amendments to SB 451 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 451.

The President appointed the following members:

Senator Stephens, Chairman
Senator Kolstad
Senator Boylan

The Senate, on 4/8/83, failed to concur in House amendments to SB 456 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 456.

The President appointed the following members:

Senator Gage, Chairman
Senator Crippen
Senator Fuller

The Senate, on 4/8/83, failed to concur in House amendments to SB 40 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 40.

The President appointed the following members:

Senator Story, Chairman
Senator Tveit
Senator Stimatz

The Senate, on 4/8/83, failed to concur in House amendments to SB 170 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 170.

The President appointed the following members:

Senator Turnage, Chairman
Senator McCallum
Senator Boylan

The Senate, on 4/7/83, failed to concur in House amendments to SB 186 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 186.

The President appointed the following members:

Senator Turnage, Chairman
Senator Keating
Senator Graham

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HJR 41, introduced by Williams, Harper, Pavlovich, Mazurek, Eck, Farris, J. Brown. Referred to Committee on Labor and Employment Relations.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Driscoll in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Hannah excused at this time.

SB 312 - Representative Vincent moved that SB 312 be passed to the bottom of the board. Motion carried.

SB 429 - Representative Marks moved that SB 429 be passed to the bottom of the board. Motion carried.

HB 106 - Representative Vincent moved that HB 106 be passed to the bottom of the board. Motion carried.

HB 119 - That the conference committee report on Senate amendments to HB 119 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 71

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Ernst, Hand, Hannah, Hemstad, Howe, Keyser, Lory, Manuel, Menahan, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow, Yardley.

Total 24

Absent or not voting: Darko, Fagg, J. Jensen, Kemmis, Neuman.

Total 5

SB 141 - That the Governor's amendments to SB 141 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Ernst, Hand, Hannah, Hemstad, Howe, Keyser, Lory, Manuel, Menahan, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow, Yardley.

Total 24

Absent or not voting: Fagg, J. Jensen, Kemmis, Neuman.

Total 4

Representative Howe present at this time.

SB 298 - That the Governor's amendments to SB 298 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 72

Noes: None.

Total 0

Excused: Bardanouve, Bengtson, Brand, Connelly, Donaldson, Dozier, Ernst, Hand, Hannah, Hemstad, Howe, Keyser, Lory, Manuel, Menahan, Peck, Quilici, Roush, Shontz, Stobie, Thoft, Waldron, Winslow, Yardley.

Total 24

Absent or not voting: Fagg, Kemmis, Neuman, Nordtvedt.

Total 4

Representatives Bengtson, Brand, Connelly, Donaldson, Ernst, Hemstad, Lory, Peck, Quilici, Roush, Shontz, Stobie, and Thoft present at this time.

Representative Howe excused at this time.

SB 312 - That SB 312, third reading copy, be amended as follows:

1. Title, line 8.

Strike: "\$50"

Insert: "\$35"

Following: "A DAY"

Insert: "AFTER JULY 1, 1983, AND \$40 A DAY AFTER JULY 1, 1984"

2. Page 3, line 5.

Strike: "\$50"

Insert: "\$35"

3. Page 3, line 6.

Following: "day"

Insert: "after July 1, 1983, and \$40 each day after July 1, 1984"

4. Page 4, line 8.

Strike: "\$50"

Insert: "\$35"

5. Page 4, line 9.

Following: "day"

Insert: "after July 1, 1983, and \$40 each day after July 1, 1984"

Amendment passed as follows:

Ayes: Bengtson, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ernst, Fagg, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kemmis, Kitselman, Koehnke, Marks, Miller, Mueller, Nilson, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 49

Noes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, Daily, Darko, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Harrington, J. Jensen, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Metcalf, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Zabrocki.

Total 39

Excused: Bardanouve, Dozier, Hand, Hannah, Howe, Keyser, Manuel, Menahan, Waldron, Winslow, Yardley.

Total 11

Absent or not voting: Neuman.

Total 1

Representatives Bardanouve, Manuel, and Waldron present at this time.

Representative Bardanouve moved that consideration on SB 312, as amended, be passed for the day. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Harp, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 70

Noes: Bliss, Compton, Daily, Devlin, Driscoll, Ellerd, Hanson, Hemstad, Miller, Mueller, Pistoria, Ramirez, Ryan, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal.

Total 19

Excused: Dozier, Hand, Hannah, Howe, Keyser, Menahan, Winslow, Yardley.

Total 8

Absent or not voting: Fagg, Iverson, Neuman.

Total 3

Representatives J. Jensen and Quilici excused at this time.

SB 429 - That SB 429 be concurred in. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hansen, Harper, Hart, Hemstad, Holliday, Iverson, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Underdal, Veleber, Vincent, Wallin, Williams, Zabrocki.

Total 54

Noes: Abrams, Bardanouve, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Fabrega, Hanson, Harp, Jacobsen, R. Jensen, Jones, Koehnke, Lybeck, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Vinger, Waldron.

Total 33

Excused: Dozier, Hand, Hannah, Howe, J. Jensen, Keyser, Menahan, Quilici, Winslow, Yardley.

Total 10

Absent or not voting: Daily, Harrington, Neuman.

Total 3

Representative Manuel excused at this time.

HB 106 - That the free conference committee report on HB 106 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Dozier, Hand, Hannah, Howe, J. Jensen, Keyser, Manuel, Menahan, Quilici, Winslow, Yardley.

Total 11

Absent or not voting: Daily, Fagg, McCormick, Neuman.

Total 4

Representative Stobie excused at this time.

Representative Harrington moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Driscoll moved the adoption of the committee report. Report adopted. (82-2)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Stobie present at this time.

HB 582 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 84

Noes: Bardanouve, Koehnke, Nilson, Peck.

Total 4

Excused: Dozier, Hand, Hannah, Howe, J. Jensen, Keyser, Manuel, Menahan, Quilici, Winslow, Yardley.

Total 11

Absent or not voting: Neuman.

Total 1

HB 747 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki, Mr. Speaker.

Total 83

Noes: Harp, Jones, Lory, Mueller, Sands.

Total 5

Excused: Dozier, Hand, Hannah, Howe, J. Jensen, Keyser, Manuel, Menahan, Quilici, Winslow, Yardley.

Total 11

Absent or not voting: Neuman.

Total 1

HJR 29 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Zabrocki.

Total 87

Noes: Mr. Speaker.

Total 1

Excused: Dozier, Hand, Hannah, Howe, J. Jensen, Keyser, Manuel, Menahan, Quilici, Winslow, Yardley.

Total 11

Absent or not voting: Neuman.

Total 1

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 186. Motion carried.

The Speaker appointed the following representatives:

Bardanoue, Chairman
Asay
Howe

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 451. Motion carried.

The Speaker appointed the following representatives:

Menahan, Chairman
Donaldson
Kemmis

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 456. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Harp
Nisbet

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 40. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Schultz
Spaeth

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 170. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Darko
Ramirez

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 428. Motion carried.

The Speaker appointed the following representatives:

Schye, Chairman
Holliday
Vinger

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 377

Report No. 1, April 9, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 377, met April 9, 1983, and considered the amendments of the following committees:

Senate Committee on Fish and Game ((3/24)/83)

Senate Committee on Fish and Game ((3/25)/83)

Senate Committee of the Whole ((3/26)/83)

We recommend that:

The House accede to all Senate amendments.

HB 377 be further amended as indicated in clerical instructions 1 through 3.

The free conference committee report on HB 377 be adopted.

Clerical Instructions:

1. Page 4, line 21.

Strike: "\$9,638"

Insert: "\$6,638"

2. Page 4, line 22.

Strike: "\$6,238"

Insert: "\$4,238"

3. Page 4, line 24.

Following: "PERSONNEL"

Insert: ", and shall provide an itemized accounting to the 49th legislature of the cost of administering the checkoff program during fiscal years 1984 and 1985"

For the House:

Ream
Fabrega
Nilson

For the Senate:

Smith
Crippen
Mohar

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 319:

Representative Manuel, Chairman

Representative Roush

Representative Stobie

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 720:

Representative Brand, Chairman

Representative Lory

Representative Hand

ANNOUNCEMENTS

The Chief Clerk announced that the tour of the Department of Natural Resources and Conservation's buildings at 32 South Ewing will begin after adjournment for all interested legislators.

Representative Vincent moved that the House adjourn until 3:00 p.m., April 11, 1983.

Motion carried.

House adjourned at 11:20 a.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-FIRST LEGISLATIVE DAY

Helena, Montana
April 11, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Fagg, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the seventy-eighth legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/11/83

Correctly printed: HB 558, HB 900.

Correctly enrolled: HB 92, HB 570, HB 574, HB 712, HB 858.

Examined by the sponsor (Stobie) and found to be correct: HB 92.

Examined by the sponsor (Hand) and found to be correct: HB 858.

Examined by the sponsor (Nilson) and found to be correct: HB 712.

Signed by the Speaker at 1:08 p.m., 4/10/83: HB 576, HB 591, HB 628, HB 662, HB 673, HB 685, HB 702, HB 705, HB 715, HB 718, HB 746, HB 805, SB 402.

Signed by the Speaker at 1:33 p.m., 4/10/83: HB 357, HB 399, HB 465, HB 521, HB 565, HB 572, HB 714, HB 772, HB 788, HB 792, HB 814, HB 826, HB 853, HB 856, HB 862, HB 886, HB 892, HB 907.

Signed by the Speaker at 2:23 p.m., 4/10/83: HB 284, HB 493, HB 625, HB 5.

Signed by the Speaker at 3:36 p.m., 4/10/83: HB 193, HB 221, HB 279, HB 329, HB 343, HB 356, HB 358, HB 362, HB 419, HB 444, HB 503, HB 523, HJR 11.

Delivered to the Governor for his approval at 10:24 a.m., 4/11/83: HB 24, HB 93, HB 126, HB 130, HB 172, HB 182, HB 219, HB 222, HB 224, HB 228, HB 229, HB 234, HB 264, HB 266, HB 273, HB 277, HB 290, HB 293, HB 303, HB 321, HB 331, HB 336, HB 349, HB 364, HB 370, HB 375, HB 390, HB 424, HB 427, HB 434, HB 437, HB 441, HB 449, HB 466.

Delivered to the Secretary of State at 10:30 a.m., 4/11/83: HJR 14.

Delivered to the Secretary of State at 3:00 p.m., 4/11/83: HB 151.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

4/11/83

Recommend that at the beginning of business April 11, 1983, the following be employed:

Robin Hargrove	Page
Doug Fraley	Page
Charlene Lewis	Page
Dale Anderson	Page
David Keck	Page
Sandi Ramirez	Page
Cheryl Edwards	Page
Sheila Kolar	Page

Recommend that at the close of business April 9, 1983, the following employment be terminated:

Roman Zylawy	Page
Matthew McCarthy.....	Page
Kelly Nevin	Page
John Courtney	Page
Derek Neilsen	Page
James Orth.....	Page

APPROPRIATIONS (Bardanoue, Chairman): 4/9/83

HB 558, introduced bill, be amended as follows:

1. Title, line 6.

Following: "PROGRAM BONDS"

Insert: "AND REFUNDING BONDS"

2. Page 1, line 18.

Following: "Title 17, chapter 5, part 4."

Insert: "The board of examiners is also authorized to refund such bonds in accordance with Title 17, chapter 5, part 3, if it is deemed that such refunding would be in the best interest of the state."

3. Page 1, line 21.

Following: "building program bonds"

Insert: "or refunding bonds"

4. Page 1.

Following: line 21

Insert: "Section 2. Authorization for refunding bonds. The board of examiners is authorized to issue and sell refunding bonds in an amount necessary to refund any or all long-range building program bonds heretofore issued under Title 17, chapter 5, part 4. The refunding bonds are to be issued in accordance with the terms and in the manner required by Title 17, chapter 5, part 3. The refunding bonds shall be general obligations secured by a pledge of the full faith and credit and taxing powers of the state. Any money which may be released from the sinking fund account provided for in 17-5-405 as a result of the issuance of refunding bonds shall revert to the fund of origin to the extent not required to provide for the debt service on the refunded bonds. Money required for payment of debt service on the refunded bonds may be held in trust in a special escrow account at a bank or trust company for the benefit of the refunded bonds."

Renumber: subsequent sections

5. Page 2, line 19.

Following: "pursuant to [section]"

Strike: "2"

Insert: "3"

6. Page 2, line 22.

Following: "If"

Strike: line 22 through "]" on line 23

Insert: "House Bill 511"

7. Page 2, line 24.

Following: "to"

Strike: line 24 through "]" on line 25

Insert: "House Bill 511"

8. Page 3, line 1.

Strike: "and 2"

Insert: "through 3"

Following: "to"

Strike: line 1 through "]" on line 2

Insert: "House Bill 511"

9. Page 1, line 15.

Strike: "\$41,598,815"

Insert: "\$39,284,695"

And, as amended, do pass. Report adopted.

HB 900, introduced bill, be amended as follows:

1. Page 3.

Following: line 6

Insert: [BPICA]

"Major Expansion, Prison \$14,416,400

(1) The goal of the legislature in providing for major expansion of the Montana state prison is to provide housing for 737 prisoners within the security compound at the prison while achieving the following objectives:

(a) Inmate housing should be separated into at least three levels of security. The separation should be pursued to the maximum possible extent to prevent communication by personal contact, sight, and sound among the separate areas of the prison. Staff interaction among these security levels should also be minimized to enhance the separation. The legislature regards the separation of maximum security prisoners to be an especially important objective.

(b) Perimeter security should be improved with the objective of minimizing the prisoners' ability to breach the perimeter. The legislature intends that the fence lines should be straight and provided with adequate guard towers and stations to provide full visual coverage of the entire perimeter on both sides of the fence.

(c) Interior security is to be improved by designs allowing supervision and movement of small, manageable groups of inmates without threat to staff.

(d) The expansion should be designed to be compatible with prisoner work and rehabilitation activities to the extent possible.

(e) The expansion should allow space to build housing for an ultimate total population of 1,150 prisoners within the compound without changes in perimeter security facilities or support facilities.

(2) (a) There is a prison expansion oversight committee that consists of four members. The speaker and minority leader of the house shall each appoint one member of the house, and the president and the minority leader of the senate shall each appoint one member of the senate.

(b) The prison expansion oversight committee shall consult regularly with and advise those persons responsible for implementing and planning the major expansion of Montana state prison. The committee shall participate in the preliminary screening and recommendation of an architect to perform design work. The committee shall monitor the development of plans and advise the planners as to whether plans meet the goals and objectives of the legislature

outlined above. The committee shall file a report with the 49th legislature on its activities, including any analysis or recommendations it may have.

(c) The appropriation for major expansion of Montana state prison contains sufficient funds to reimburse committee members as provided in 5-2-302 while engaged in authorized committee business.

Complete Cisel Hall Remodel and Addition, EMC	\$ 625,000
Construct New DNRC Building, Capitol Complex	6,958,000
Construct Engineering Laboratory/Classroom Building, Tech	4,250,000
Expand Greenhouse/Headhouse Complex, MSU	5,302,000
Purchase Riverfront Land, UM	500,000
Construct Veterans' and Pioneer Memorial Building Addition, Capitol Complex	2,063,295
Renovate Social Science Building, UM	499,000
Airport Improvements, Statewide	1,300,000
Cowan Hall Remodel, NMC	175,000
Construct Office/Laboratory, Western Triangle Agricultural Research Center	121,000
Construct Fish Hatchery, Creston Springs	455,000
Renovate Fish Hatchery, Great Falls	1,900,000
Renovate Fish Hatchery, Big Timber	500,000
Glasgow Regional Headquarters	220,000"

2. Page 4, line 5.

Following: "interaccount loans"

Insert: "past 1983 fiscal yearend"

3. Page 5.

Following: line 1

Insert: "Section 9. Appropriation. Contingent on passage of House Bill 511, there is appropriated from the general fund to the department of administration an amount sufficient to pay all interest and principal due and owing on bonds issued and sold by the board of examiners pursuant to House Bill 558, and the department of administration is hereby irrevocably instructed to provide for payment of principal, interest, and redemption premium on such bonds, if any, from money in the general fund and, if the general fund is not sufficient for such purpose, to provide for payment thereof from any other funds of the state legally available for payment thereof.

Section 10. Department of fish, wildlife, and parks — bond payment. The department of fish, wildlife, and parks shall transfer prior to the payment date sufficient funds to retire \$3,075,000 of the general obligation bonds authorized by the 48th legislature and the board of examiners, respectively. This payment obligation is not enforceable by bondholders."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 319
Report No. 1, April 9, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 319, met April 9, 1983, and considered the amendments of the following committees:

Senate Committee on Local Government (3/10/83)

Senate Committee of the Whole (3/12/83)

We recommend that:

The House accede to Standing Committee amendments 1, 3 through 6, and 8 through 19, and Committee of the Whole amendment 1.

The Senate recede from Standing Committee amendments 2 and 7.

HB 319 be further amended as indicated in clerical instructions 2 through 4.

The free conference committee report on HB 319 be adopted.

Clerical Instructions:

1. Senate Local Government Committee amendments.

Strike: amendments 2 and 7

2. Title.

Following: line 6

Insert: "ORGANIZE COUNTY VOLUNTEER FIRE COMPANIES
AND"

3. Page 2, line 6.

Following: "SHALL"

Insert: "(a)"

4. Page 2, line 8.

Following: "crews"

Insert: “; and (b) provide for the formation of county volunteer fire companies”

For the House:

Manuel, Chairman
Roush
Stobie

For the Senate:

McCallum, Chairman
Boylan
Marbut

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 9, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill this date:

House bill 836.

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Jacobsen moved that SJR 19 be taken from the Committee on Business and Industry and placed on second reading on the 82nd legislative day. Representative Keyser moved the previous question. Motion carried. Thereupon, Representative Jacobsen's motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Ellison, Ernst, Fabrega, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Iverson, Jacobsen, Jones, Kitselman, Koehnke, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Pavlovich, Peck, Ramirez, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow, Zabrocki.
Total 49

Noes: Addy, Asay, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Darko, Dozier, Driscoll, Ellerd, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Hart, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Lory, McBride, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pistoria, Quilici, Ream, Roush, Saunders, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.
Total 45

Excused: Fagg, Neuman.
Total 2

Absent or not voting: Connelly, Donaldson, Phillips, Shontz.
Total 4

SPECIAL ORDERS OF THE DAY

The Missoula Chapter of Sweet Adelines sang for the members of the House.

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow HB 558 and HB 900, should they pass second reading, to be placed on third reading this same day. Motion carried.

Representative Ellerd moved that the House reconsider its action to place HB 900 on second reading until the status of HB 511 is known. Motion failed.

Representative Vincent moved that the rules be temporarily suspended to allow staff from the Legislative Fiscal Analyst's office to assist the chief sponsors of HB 558 and HB 900 during second reading this day. Motion carried.

Representative Vincent moved that HB 558 and HB 900 be placed at the top of the second reading board this day. Motion carried.

Representative Keenan moved that the conference committee on HB 749 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Keenan, Chairman
Hemstad
Waldron

Representative J. Brown moved that the conference committee on HB 299 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

Representative Connelly moved that SB 247 be taken from the Committee on Appropriations and placed on second reading this day. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley, Mr. Speaker.
Total 54

Noes: Asay, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Iverson, R. Jensen, Jones, Keyser, Kitselman, Mueller, Phillips, Ramirez, Ream, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin.
Total 38

Excused: Fagg, Neuman.
Total 2

Absent or not voting: Harrington, Howe, Marks, Shontz, Winslow, Zabrocki.
Total 6

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Compton in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 558 - Representative Manuel moved that HB 558 do pass. Representative Ramirez made a substitute motion that consideration on HB 558 be passed for the day. The substitute motion failed as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Compton, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.
Total 41

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.
Total 56

Excused: Fagg, Neuman.
Total 2

Absent or not voting: Curtiss.
Total 1

That HB 558 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 74

Noes: Asay, Bliss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Jones, Keyser, Marks, Nordtvedt, Ramirez, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Winslow.
Total 23

Paired: Neuman, Aye; Seifert, No.

Excused: Fagg.
Total 1

Absent or not voting: Curtiss, Harrington.
Total 2

HB 900 - That HB 900, second reading copy, be amended. Amendment failed as follows:

Ayes: Asay, Bliss, Brand, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, Nordtvedt, Pavlovich, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Winslow.

Total 39

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 58

Excused: Fagg, Neuman.

Total 2

Absent or not voting: Fabrega.

Total 1

Representative Connelly excused at this time.

That HB 900, second reading copy, be amended as follows:

1. Page 6.

Following: line 9

Insert: "Moss Mansion Land Purchase, Billings \$50,000 [BPICA]"

2. HB 558, second reading copy, page 1, line 16.

The Legislative Fiscal Analyst shall amend totals as necessary to reflect amendments to HB 900.

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Kemmis, Kitselman, Lory, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Nilson, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 65

Noes: Asay, Bliss, Daily, Devlin, Ellison, Hand, Hannah, Hansen, Harp, Hart, Jones, Keenan, Kennerly, Keyser, Koehnke, Lybeck, Marks, Menahan, Nisbet, Nordtvedt, Pavlovich, Roush, Ryan, Sales, Schultz, Shontz, Stobie, Thoft, Underdal, Yardley.

Total 30

Excused: Connelly, Fagg, Neuman.

Total 3

Absent or not voting: Brand, Ellerd.

Total 2

Representatives Bertelsen, Hanson, and Ryan excused at this time.

That HB 900, second reading copy, be further amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, Brand, D. Brown, Compton, Curtiss, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Hannah, Hanson, Harp, Jones, Keyser, Kitselman, Koehnke, Marks, Miller, Nordtvedt, Peck, Phillips,

Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Winslow.

Total 37

Noes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, J. Brown, Daily, Darko, Donaldson, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 57

Paired: Hanson, Ramirez, Ryan, Ayes; Bardanouve, Bertelsen, Menahan, Noes.

Excused: Connelly, Fagg, Neuman.

Total 3

Absent or not voting: Asay, Bergene, Driscoll.

Total 3

Representative Connelly present at this time.

Representatives Marks, McBride, Mueller, Peck, Yardley, and the Committee on Fish and Game excused at this time.

That HB 900, second reading copy, be further amended. Amendment failed as follows:

Ayes: Asay, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 40

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 56

Paired: Asay, Devlin, Ellerd, Hanson, Hemstad, R. Jensen, Keyser, Marks, Ryan, Schultz, Seifert, Smith, Swift, Thoft, Winslow, Ayes; Daily, Hart, J. Jensen, Kadas, McBride, Nilson, Nisbet, Peck, Ream, Saunders, Spaeth, Veleber, Vincent, Waldron, Yardley, Noes.

Excused: Bertelsen, Fagg, Mueller, Neuman.

Total 4

Absent or not voting: None.

Total 0

Representative J. Brown excused at this time.

That HB 900, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley.

Total 68

Noes: Bliss, Compton, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Hannah, Harp, Harper, R. Jensen, Jones, Keyser, Koehnke, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Winslow, Zabrocki.

Total 28

Paired: Bertelsen, J. Brown, Daily, Hanson, Hart, J. Jensen, McBride, Menahan, Neuman, Nilson, Nisbet, Peck, Ream, Saunders, Spaeth, Veleber, Yardley, Ayes; Curtiss, Devlin, Dozier, Driscoll, Ellerd, Hannah, Harp, Jones, Ryan, Sales, Schultz, Seifert, Smith, Swift, Switzer, Vinger, Winslow, Noes.

Excused: Fagg, Marks, Mueller.

Total 3

Absent or not voting: Harrington.

Total 1

Representative J. Brown present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Compton moved the adoption of the committee report. Report adopted. (56-23)

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 373

Report No. 1, April 11, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 373, met April 11, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/17/83)

We recommend that:

The House accede to the Senate Committee of the Whole amendment.

HB 373 be further amended as indicated in clerical instructions 1 and 2.

The reference copy of HB 373 be amended to read as specified in the clerical instructions.

The free conference committee report on HB 373 be adopted.

Clerical Instructions:

1. Title, line 16.
Following: "AN"

Insert: "IMMEDIATE"

2. Page 11, line 21.

Strike: "June 30, 1983"

Insert: "upon passage and approval"

For the House:

Holliday, Chairman
D. Brown
Marks

For the Senate:

Dover, Chairman
Himsl
Blaylock

Free Conference Committee
on HB 428

Report No. 1, April 10, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 428, met April 10, 1983, and considered the amendments of the following committees:

Senate Committee on Education (3/23/83)

We recommend that:

The Senate recede from Standing Committee amendment 1.

The free conference committee report on SB 428 be adopted.

For the House:

Peck, Chairman
J. Hammond
Eudaily

For the Senate:

Brown, Chairman
Blaylock
E. Smith

Free Conference Committee
on HB 873

Report No. 1, April 9, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 873, met April 9, 1983, and considered the amendments of the following committees:

Senate Committee on State Administration (3/12/83)

We recommend that:

The House accede to Standing Committee amendments 1 through 4, and 6.

The Senate recede from Standing Committee amendment 5.

HB 873 be further amended as indicated in clerical instruction.

The free conference committee report on HB 873 be adopted.

Clerical Instructions:

1. Page 2, line 12.

Following: "shall"

Insert: " , with the advice of the advisory council on aging,"

For the House:

J. Brown, Chairman
Bergene

For the Senate:

Marbut, Chairman
Story

Metcalf

Norman

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on HB 299:

Representative J. Brown, Chairman

Representative Marks

Representative Metcalf

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 925 passed as follows:

Ayes: Abrams, Addy, Bardanouve, Bergene, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Saunders, Schultz, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 62

Noes: Asay, Bachini, Bengtson, Bliss, D. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Hannah, Iverson, R. Jensen, Jones, Kitselman, Marks, Miller, Nordtvedt, Ramirez, Sales, Sands, Seifert, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 30

Paired: Daily, Hart, J. Jensen, McBride, Nilson, Nisbet, Quilici, Ream, Saunders, Spaeth, Veleber, Yardley, Ayes; Curtiss, Devlin, Ellerd, Hannah, Iverson, Kitselman, Marks, Nordtvedt, Sales, Seifert, Thoft, Switzer, Noes.

Excused: Fagg, Hanson, Mueller, Neuman, Peck, Phillips, Ryan, Swift.

Total 8

Absent or not voting: None.

Total 0

SB 106 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Shontz, Smith, Solberg, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Bliss, Curtiss, Hannah, Harp, Jones, Keyser, Miller, Seifert, Stobie.

Total 10

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Marks, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 20

Absent or not voting: None.

Total 0

SB 167 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: None.

Total 0

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Marks, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 20

Absent or not voting: Eudaily.

Total 1

SB 190 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 80

Noes: None.

Total 0

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Marks, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 20

Absent or not voting: None.

Total 0

SB 217 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck,

McCormick, Manuel, Menahan, Metcalf, Miller, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: Nordtvedt.

Total 1

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Marks, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 20

Absent or not voting: None.

Total 0

SB 232 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Manuel, Menahan, Metcalf, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sands, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 70

Noes: Bengtson, D. Brown, Hannah, Jacobsen, Jones, Keyser, Miller, Sales, Seifert, Switzer.

Total 10

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Marks, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 20

Absent or not voting: None.

Total 0

Representative Marks present at this time.

SB 429 concurred in as follows:

Ayes: Addy, Asay, Bachini, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Donaldson, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hemstad, Holliday, Howe, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Roush, Schultz, Schye, Shontz, Smith, Vincent, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 51

Noes: Abrams, Bardanouve, Bengtson, Bertelsen, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hannah, Harp, Iverson, Jacobsen, R. Jensen, Jones, Koehnke, Ramirez, Sales, Sands, Seifert, Solberg, Stobie, Switzer, Thoft, Underdal, Vinger, Waldron.

Total 30

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: None.

Total 0

SB 443 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: Addy, Sales.

Total 2

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: None.

Total 0

SB 452 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sands, Schultz, Schye, Shontz, Smith, Underdal, Vincent, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 60

Noes: Asay, Bengtson, Bergene, Devlin, Ellerd, Ellison, Farris, Hannah, R. Jensen, Jones, Kitselman, Koehnke, Sales, Seifert, Solberg, Stobie, Switzer, Thoft, Vinger, Waldron, Wallin.

Total 21

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: None.

Total 0

SB 141, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas,

Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 79

Noes: None.

Total 0

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: Hannah, Keyser.

Total 2

SB 298, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 78

Noes: Curtiss, Hannah, Wallin.

Total 3

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: None.

Total 0

HB 106, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 81

Noes: None.

Total 0

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: None.

Total 0

HB 119, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nordtvedt, O'Connell, Pavlovich, Quilici, Ramirez, Roush, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki, Mr. Speaker.

Total 75

Noes: D. Brown, Dozier, Driscoll, Wallin.

Total 4

Excused: Daily, Fagg, Hanson, Hart, J. Jensen, McBride, Mueller, Neuman, Nilson, Nisbet, Peck, Phillips, Ream, Ryan, Saunders, Spaeth, Swift, Veleber, Yardley.

Total 19

Absent or not voting: Bardanouve, Pistoria.

Total 2

Representative J. Brown excused at this time.

HB 558 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 70

Noes: Asay, Compton, Curtiss, Devlin, Ellerd, Ellison, Hannah, Harp, Iverson, Jones, Keyser, Marks, Ramirez, Sales, Schultz, Seifert, Smith, Solberg, Switzer, Thoft, Vinger, Winslow.

Total 22

Paired: J. Brown, Daily, Hart, J. Jensen, McBride, Nilson, Nisbet, Ream, Saunders, Spaeth, Veleber, Yardley, Ayes; Curtiss, Devlin, Ellerd, Hannah, Jones, Keyser, Marks, Sales, Seifert, Smith, Vinger, Winslow, Noes.

Excused: Fagg, Hanson, Mueller, Neuman, Peck, Phillips, Ryan, Swift.

Total 8

Absent or not voting: None.

Total 0

HB 900 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Shontz, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Mr. Speaker.
Total 71

Noes: Compton, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Hannah, Harp, Harper, R. Jensen, Jones, Keyser, Koehnke, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Vinger, Winslow, Zabrocki.
Total 26

Paired: Bertelsen, J. Brown, Daily, Hanson, Hart, J. Jensen, McBride, Menahan, Neuman, Nilson, Nisbet, Peck, Ream, Saunders, Spaeth, Veleber, Yardley, Ayes; Curtiss, Devlin, Dozier, Driscoll, Ellerd, Hannah, Harp, Jones, Ryan, Sales, Schultz, Seifert, Smith, Swift, Switzer, Vinger, Winslow, Noes.

Excused: Fagg, Mueller, Phillips.
Total 3

Absent or not voting: None.
Total 0

Representative Vincent moved that the House adjourn until 3:00 p.m., April 12, 1983.

Motion carried.

House adjourned at 8:47 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-SECOND LEGISLATIVE DAY

Helena, Montana
April 12, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Dozier, Fagg, Neuman, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the seventy-ninth and eightieth legislative days, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/12/83
Correctly enrolled: HB 205, HB 582, HB 667, HB 670, HB 747, HJR 29.

Examined by the sponsor (Williams) and found to be correct: HB 570.

4/11/83

Examined by the sponsor (Switzer) and found to be correct: HB 582, HB 667.

4/12/83

Examined by the sponsor (Fabrega) and found to be correct: HB 205.

Delivered to the Governor for his approval at 9:27 a.m., 4/12/83: HB 472, HB 490, HB 506, HB 507, HB 528, HB 541, HB 548, HB 567, HB 575, HB 578, HB 592, HB 615, HB 616, HB 627, HB 631, HB 632, HB 642, HB 653, HB 660, HB 691, HB 701, HB 721, HB 728, HB 730, HB 786, HB 794, HB 812, HB 851, HB 855, HB 887.

Delivered to the Secretary of State at 9:25 a.m., 4/12/83: HR 5.

Delivered to the Secretary of State at 11:30 a.m., 4/12/83: HJR 11.

JUDICIARY (D. Brown, Chairman): 4/12/83

SJR 25, be concurred in. Report adopted.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

4/12/83

HJR 41, do pass. Report adopted.

NATURAL RESOURCES (Harper, Chairman): 4/11/83

HJR 40, introduced bill, be amended as follows:

1. Page 2, line 9.

Following: "managers"

Insert: "the Department of State Lands, and other interested parties"

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 232

Report No. 1, April 11, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 232, met March 26, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/26/83)

We recommend that:

The Senate recede from Committee of the Whole amendments 2, 3, and 8.

The House accede to Committee of the Whole amendments 1, and 4 through 7.

HB 232 be further amended as indicated in clerical instructions 2 and 3.

The free conference committee report on HB 232 be adopted.

Clerical Instructions:

1. Senate Committee of the Whole amendments.

Strike: amendments 2, 3, and 8

2. Page 2, line 15.

Following: "or"

Insert: ", upon the request of the private property owner, on"

3. Page 5, line 10.

Strike: "~~\$25~~"

Insert: "\$10"

For the House:

Connelly, Chairman
Dozier
Winslow

For the Senate:

Severson, Chairman
Gage
Norman

Free Conference Committee
on HB 376

Report No. 1, April 11, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 376, met April 11, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/21/83)

We recommend that:

The House accede to Standing Committee amendments 2 through 5.

The Senate recede from Standing Committee amendment 1.

HB 376 be further amended as indicated in clerical instructions 2 and 3.

The reference copy of HB 376 be amended to read as specified in the clerical instructions.

The free conference committee report on HB 376 be adopted.

Clerical Instructions:

1. Senate Judiciary Committee amendments.

Strike: amendment 1

2. Page 1, line 14.

Strike: "THE"

Insert: "Except as provided in (5), the"

3. Page 3.

Following: line 9

Insert: "(3) No person may petition the court under this section more often than once every 2 years unless there has been a significant change in the circumstances of the child; the child's parent, guardian, or custodian; or the child's grandparent.

(4) The court may appoint an attorney to represent the interests of a child with respect to visitation when such interests are not adequately represented by the parties to the proceeding."

Renumber: subsequent subsections

For the House:

McBride, Chairman
Harrington
Winslow

For the Senate:

Hager, Chairman
Mazurek
B. Brown

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 11, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 30, 37, 199, 212, 245, 250, 267, 363, 504, 522, 562, and 872.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/11/83, failed to concur in House amendments to SB 439 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 439.

The President appointed the following members:

Senator Hager, Chairman
Senator Norman
Senator Marbut

The Senate, on 4/12/83, failed to concur in House amendments to SB 401 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 401.

The President appointed the following members:

Senator Hager, Chairman
Senator Turnage
Senator Boylan

The Senate, on 4/9/83, appointed new members to the conference committee on Senate amendments to SB 170.

The President appointed the following members:

Senator Turnage, Chairman
Senator Crippen

Senator Boylan

The Senate, on 4/11/83, dissolved the conference committee on HB 232 and appointed a free conference committee to meet with a like committee from the House to confer on HB 232.

The President appointed the following members:

Senator Severson, Chairman
Senator Gage
Senator Norman

The Senate, on 4/11/83, dissolved the conference committee on HB 319 and appointed a free conference committee to meet with a like committee from the House to confer on HB 319.

The President appointed the following members:

Senator McCallum, Chairman
Senator Marbut
Senator Boylan

The Senate, on 4/11/83, dissolved the conference committee on HB 376 and appointed a free conference committee to meet with a like committee from the House to confer on HB 376.

The President appointed the following members:

Senator Hager, Chairman
Senator Brown
Senator Mazurek

The Senate, on 4/11/83, dissolved the conference committee on HB 377 and appointed a free conference committee to meet with a like committee from the House to confer on HB 377.

The President appointed the following members:

Senator Smith, Chairman
Senator Crippen
Senator Mohar

The Senate, on 4/11/83, dissolved the conference committee on HB 408 and appointed a free conference committee to meet with a like committee from the House to confer on HB 408.

The President appointed the following members:

Senator B. Brown, Chairman
Senator Fuller
Senator Kolstad

The Senate, on 4/11/83, dissolved the conference committee on HB 802 and appointed a free conference committee to meet with a like committee from the House to confer on HB 802.

The President appointed the following members:

Senator Galt, Chairman
Senator Kolstad
Senator Lane

The Senate, on 4/11/83, dissolved the conference committee on HB 873 and appointed a free conference committee to meet with a like committee from the House to confer on HB 873.

The President appointed the following members:

Senator Marbut, Chairman
Senator Story
Senator Norman

The Senate, on 4/11/83, dissolved the conference committee on HB 880 and appointed a free conference committee to meet with a like committee from the House to confer on HB 880.

The President appointed the following members:

Senator Hazelbaker, Chairman
Senator Galt
Senator Halligan

The Senate, on 4/8/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 540.

The President appointed the following members:

Senator Turnage, Chairman
Senator Galt
Senator Mazurek

The Senate, on 4/9/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 720.

The President appointed the following members:

Senator Himsl, Chairman
Senator Story
Senator Thomas

The Senate, on 4/11/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 225.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Lynch
Senator Keating

The Senate, on 4/10/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 150.

The President appointed the following members:

Senator Turnage, Chairman
Senator Mazurek
Senator Hazelbaker

Governor's amendments to House bill concurred in and returned to the House: 4/11/83

HB 629, introduced by D. Brown

House amendments to Senate bills concurred in: 4/11/83

SB 107, introduced by Blaylock

SB 313, introduced by Halligan

SB 335, introduced by Towe

SB 436, introduced by Blaylock

Free conference committee report adopted:

4/11/83

Free conference committee report on HB 106

Conference committee report adopted:

4/11/83

Conference committee report on Senate amendments to HB 119

MOTIONS

Representative O'Connell moved that the rules be temporarily suspended to allow the House to consider Senate amendments to HB 742. Motion carried.

Representative Spaeth moved that the rules be temporarily suspended to allow the House to consider SJR 22. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 401. Motion carried.

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on SB 439. Motion carried.

Representative Neuman present at this time.

Representative Bengtson excused at this time.

Representative Pistoria moved that the rules be temporarily suspended to allow for introduction of a bill. Motion failed. (38-55)

Representative Spaeth moved that SJR 22 be taken from the Committee on Rules and referred to the Committee on Highways and Transportation. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HB 927, introduced by Bardanoue. Referred to Committee on Natural Resources.

HB 928, introduced by Bengtson, H. Hammond, Tveit, Jacobson, Haffey, Peck, Ernst, Donaldson, (By Request of the Joint Appropriations Subcommittee on Education and Cultural Resources). Referred to Committee on Appropriations.

HJR 42, introduced by Connelly, Vincent, J. Jensen, Keenan, Fuller, Addy, Donaldson, Kolstad, Devlin, Waldron, Norman, Harp, Williams, Jones, Christiaens, Harper, Farris, Schye, Dozier, Haffey, J. Brown, Bertelsen, Asay, Pistoria, R. Manning, O'Connell, Lybeck, Manuel, Ramirez, Turnage, Halligan, Marks, Kemmis, Bachini, Hand. Referred to Committee on Human Services.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative J. Brown in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Bengtson present at this time.

SB 312 - That SB 312, third reading copy, be amended. Amendment failed as follows:

Ayes: Bengtson, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ernst, Eudaily, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, Marks, Miller, Mueller, Nilson, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.
Total 48

Noes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Ellerd, Ellison, Fabrega, Farris, Hammond, Hand, Hansen, Harrington, Howe, J. Jensen, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Sales, Saunders, Schye, Spaeth, Veleber, Vincent, Williams, Yardley, Zabrocki.
Total 49

Paired: Seifert, Aye; Dozier, No.

Excused: Fagg.

Total 1

Absent or not voting: Bardanouve, Connelly.

Total 2

That SB 312, third reading copy, be amended as follows:

1. Page 3, line 10.

Following: "duties"

Insert: ", except that each commissioner of an irrigation district created pursuant to 85-7-101 and each member of an irrigation district joint board of control created pursuant to 85-7-1611 and 85-7-1612 is entitled to be paid \$25 for each day in which he is actually and necessarily engaged in the performance of irrigation district duties"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 86

Noes: D. Brown, Jones, Pavlovich, Ryan, Smith, Stobie, Swift.

Total 7

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Bardanouve, Connelly, Howe, Pistoria, Winslow.
Total 5

That SB 312, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Daily, Darko, Donaldson, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 57

Noes: Bliss, Compton, Connelly, Curtiss, Devlin, Ellerd, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Koehnke, Marks, Miller, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 40

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Manuel.

Total 1

HB 743 - That the conference committee report on HB 743 be adopted.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: R. Jensen, Ryan, Solberg, Stobie.

Total 4

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Donaldson, Harper, Hemstad, Keyser, Pistoria, Ramirez, Vinger.

Total 7

HB 377 - That the free conference committee report on HB 377 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis,

Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Asay, Hannah, Hanson, Jones, Koehnke, Ryan, Smith, Stobie.

Total 8

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Donaldson, Harper, Menahan, Pistoria, Seifert, Vinger.

Total 6

HB 408 - That the free conference committee report on HB 408 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Hannah, Jacobsen, Mueller, Pistoria, Ryan, Sands, Seifert, Solberg, Stobie, Swift.

Total 10

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Donaldson, Kennerly, McBride, Quilici.

Total 4

HB 663 - That the free conference committee report on HB 663 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Driscoll, Quilici, Seifert, Waldron, Yardley.

Total 5

HB 802 - That the free conference committee report on HB 802 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Roush, Sales, Sands, Schultz, Schye, Shontz, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Bengtson, Bliss, Curtiss, Hannah, Hanson, Jacobsen, Jones, Koehnke, Pistoria, Ryan, Saunders, Smith, Solberg, Stobie, Swift.

Total 15

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Driscoll, Keyser, Miller, Ramirez, Seifert, Waldron.

Total 6

HB 825 - That the free conference committee report on HB 825 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Pistoria.

Total 1

Excused: Dozier, Fagg.

Total 2

Absent or not voting: Brand, Driscoll, Seifert, Waldron.

Total 4

SB 247 - That SB 247 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Fabrega, Farris,

Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Shontz, Smith, Spaeth, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 66

Noes: Bardanouve, Bengtson, Bliss, Compton, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, R. Jensen, Jones, Kitselman, Marks, Manuel, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Waldron, Wallin, Winslow.

Total 33

Paired: Dozier, Metcalf, Ayes; Fagg, Seifert, Noes.

Excused: None.

Total 0

Absent or not voting: Nordtvedt.

Total 1

Representatives Donaldson, Hand, and Harper excused at this time.

SJR 19 - That SJR 19, third reading copy, be amended. Amendment failed as follows:

Ayes: Addy, Asay, Bardanouve, Bengtson, Bergene, D. Brown, Compton, Curtiss, Daily, Ellison, Fabrega, Hannah, Hanson, Hemstad, Iverson, Jacobsen, Kitselman, McCormick, Marks, Miller, Neuman, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Sands, Schultz, Seifert, Shontz, Swift, Switzer, Winslow.

Total 33

Noes: Abrams, Bachini, Bertelsen, Bliss, Brand, J. Brown, Connelly, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Farris, Hammond, Hansen, Harp, Harrington, Hart, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Quilici, Roush, Ryan, Sales, Saunders, Schye, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 62

Paired: Ramirez, Aye; Donaldson, No.

Excused: Dozier, Fagg, Hand, Harper.

Total 4

Absent or not voting: Ream.

Total 1

Representatives Donaldson and Harper present at this time.

Representatives Manuel, McBride, and Williams excused at this time.

Representative Neuman moved that SJR 19 be concurred in. Representative Metcalf made a substitute motion that SJR 19 be not concurred in. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll,

Ellerd, Ernst, Farris, Hammond, Hand, Hansen, Hanson, Harper, Hart, Holliday, Howe, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Koehnke, Lory, Lybeck, Manuel, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Smith, Spaeth, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 65

Noes: Asay, Bergene, D. Brown, Compton, Curtiss, Daily, Ellison, Eudaily, Fabrega, Fagg, Hannah, Harp, Harrington, Hemstad, Iverson, Jacobsen, Kitselman, McBride, McCormick, Marks, Miller, Mueller, Neuman, Pavlovich, Phillips, Pistoria, Ramirez, Sands, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Vinger.
Total 35

Paired: Dozier, Hand, Holliday, Manuel, Vincent, Williams, Ayes; Fagg, Harrington, McBride, Marks, Pavlovich, Vinger, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Representative Hand present at this time.

Representative Waldron excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman J. Brown moved the adoption of the committee report. Report adopted. (79-12)

UNFINISHED BUSINESS

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on SB 401:

Representative Spaeth, Chairman

Representative Hanson

Representative Harper

The Speaker appointed the following free conference committee of three to meet with a like committee from the Senate to confer on SB 439:

Representative McBride, Chairman

Representative Fabrega

Representative Kadas

Representative Vincent moved that the House adjourn until 3:00 p.m., April 13, 1983.

Motion carried.

House adjourned at 6:51 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-THIRD LEGISLATIVE DAY

Helena, Montana
April 13, 1983

House Chambers
State Capitol

House convened at 3:00 p.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighty-first legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/12/83

Correctly printed: HJR 40, HJR 41.

Examined by the sponsor (Neuman) and found to be correct: HB 574.

4/11/83

Examined by the sponsor (Ramirez) and found to be correct: HJR 29.

4/12/83

Examined by the sponsor (Marks) and found to be correct: HB 747.

Delivered to the Governor for his approval at 9:35 a.m.,
4/13/83: HB 193, HB 221, HB 279, HB 284, HB 329, HB 343,
HB 356, HB 358, HB 362, HB 419, HB 444, HB 493, HB 503,
HB 523, HB 625.

Delivered to the Governor for his approval at 1:40 p.m.,
4/13/83: HB 357, HB 399, HB 465, HB 521, HB 565, HB 572,
HB 576, HB 591, HB 628, HB 662, HB 673, HB 685, HB 702,
HB 705, HB 714.

APPROPRIATIONS (Bardanouve, Chairman): 4/13/83

HJR 9, introduced bill, be amended as follows:

1. Page 1, line 21.

Following: “.”

Insert: “Should the total funds become available, the funding resources will be presented to the interim Finance Committee prior to the letting of any bids for the project.”

And, as amended, do pass. Report adopted.

HB 928, introduced bill, be amended as follows:

1. Page 5, line 25.

Strike: “Carbon”

Insert: “Carter”

2. Page 6, line 6.

Strike: line 6 in its entirety

And, as amended, do pass. Report adopted.

SJR 14, be concurred in. Report adopted.

SB 270, be concurred in. Report adopted.

TAXATION (Yardley, Chairman): 4/12/83

SJR 23, third reading copy, be amended as follows:

1. Page 1, line 18.

Following: “, the”

Strike: “cost to”

Insert: “effect on”

And, as amended, be concurred in. Report adopted.

SB 414, third reading copy, be amended as follows:

1. Page 2, line 1.

Following: “DEPARTMENT”

Insert: “on or before the 15th day of the third month of the taxable year for which the election is to become effective”

2. Page 2, line 6.

Following: “year”

Insert: “and has filed a copy of such election with the department on or before the 15th day of the third month of the taxable year for which the election is to become effective”

3. Page 6, line 5.

Following: line 4

Insert: “NEW SECTION. Section 3. Failure to file — disqualification. If a corporation does not file a copy of the federal Subchapter S election on or before the 15th day of the third month of the taxable year, the corporation shall not qualify as a small business corporation under this part for the taxable year.”

NEW SECTION. Section 4. Termination and revocation. If the election under the provisions of Subchapter S is either terminated or revoked for federal purposes, the corporation must notify the department within 30 days of such termination or revocation. The department may terminate an election at any time if it discovers the corporation does not qualify as a small business corporation as provided for under the provisions of Subchapter S of the Internal Revenue Code of 1954.”

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

REPORTS OF SELECT COMMITTEES

Conference Committee

on HJR 19

Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HJR 19, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on State Administration

We recommend that:

The Senate recede from Senate Standing Committee amendment 1.

HJR 19 be further amended as indicated in clerical instruction 1.

The conference committee report on HJR 19 be adopted.

Clerical Instructions:

1. Senate Judiciary Committee amendments.

Strike: amendment 1

For the House:

Kennerly, Chairman
Asay
Howe

For the Senate:

Marbut, Chairman
Graham
Hammond

Conference Committee
on HB 53
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 53, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary

We recommend that:

The Senate recede from Standing Committee amendment 3.

The House accede to Standing Committee amendments 1, 2, and 4 through 8.

The reference copy of HB 53 be amended to read as specified in the clerical instructions.

The conference committee report on HB 53 be adopted.

Clerical Instructions:

1. Senate Judiciary Committee amendments.
Strike: amendment 3

For the House:

Spaeth, Chairman
Bergene
Addy

For the Senate:

Turnage, Chairman
Shaw
Daniels

Conference Committee
on HB 150
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 150, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/2/83)

We recommend that:

The House accede to Standing Committee amendments.

The conference committee report on HB 150 be adopted.

For the House:

Peck, Chairman
D. Brown
Iverson

For the Senate:

Turnage, Chairman
Hazelbaker
Mazurek

Conference Committee
on HB 846
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 846, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on State Administration

We recommend that:

The Senate recede from Standing Committee amendments 1 through 7.

The reference copy of HB 846 be amended to read as specified in the clerical instructions.

The conference committee report on HB 846 be adopted.

Clerical Instructions:

1. Senate State Administration Committee amendments.

Strike: amendments 1 through 7

For the House:

Brand, Chairman
McBride
Smith

For the Senate:

Story, Chairman
Marbut
Daniels

Conference Committee
on SB 48

Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to SB 48, met April 12, 1983, and considered the amendments of the following committees:

House Committee on State Administration

We recommend that:

The Senate accede to Standing Committee amendments 1 through 3.

The conference committee report on SB 48 be adopted.

For the House:

Brand, Chairman
Driscoll
Mueller

For the Senate:

Story, Chairman
Tveit
Towe

Free Conference Committee
on SB 456

Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 456, met April 12, 1983, and considered the amendments of the following committees:

House Committee on Business and Industry (3/22/83)

House Committee of the Whole (3/23/83)

House Committee of the Whole (3/24/83)

House Committee of the Whole (3/28/83)

We recommend that:

The Senate accede to all House amendments.

SB 456 be further amended as indicated in clerical instruction 1.

The reference copy of SB 456 be amended to read as specified in the clerical instructions.

The free conference committee report on SB 456 be adopted.

Clerical Instructions:

1. Page 5, line 14.

Following: "6j."

Strike: remainder of lines 14 through 16 in their entirety

For the House:

Harper, Chairman
Nisbet
Harp

For the Senate:

Gage, Chairman
Crippen
Fuller

Free Conference Committee
on HB 798

Report No. 1, April 13, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 798, met April 13, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/25/83)

We recommend that:

The House accede to Senate Committee of the Whole amendment.

HB 798 be further amended as indicated in clerical instructions 1 through 4.

The free conference committee report on HB 798 be adopted.

Clerical Instructions:

1. Title, line 13.

Following: "MCA;"

Insert: "PROVIDING AN APPROPRIATION;"

2. Page 6, line 25.

Following: "1982,"

Insert: "plus 1.5 mills not to exceed a total of 12 mills,"

3. Page 7, line 5.

Following: "June 30,"

Strike: "1988"

Insert: "1984"

4. Page 20.

Following: line 8

Insert: "NEW SECTION. Section 18. Appropriation. To carry out the purposes of this act, the following is appropriated to the department of social and rehabilitation services for the biennium ending June 30, 1985:

(1) \$8 million from the general fund; and

(2) all revenues accruing under the provisions of section 7 of this act."

Renumber: subsequent section

For the House:

McBride, Chairman
Bertelsen
Bardanoue

For the Senate:

Dover, Chairman
Fuller
Aklestad

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 12, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 130, 166, 169, 182, 219, 229, 293, 303, 391, 457, 461, and 539.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 13, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 24, 35, 172, 231, 266, 277, 321, 336, 349, and 441.

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 13, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 83, "AN ACT TO AMEND SECTION 13-1-106, MCA, TO REQUIRE THAT ELECTION POLLS OPEN AT 7 A.M." and recommend the attached amendment for the following reasons.

Current law provides that polls in polling places having 100 or more registered electors open at 8:00 a.m. and polls in polling places with fewer than 100 registered electors open at noon.

As introduced, House Bill No. 83 changed the 8:00 a.m. opening time to 7:00 a.m. It did not change the elector limit for noon opening. The bill,

however, was amended after the introduction to raise that limit to fewer than 200 electors. The title of the bill was not amended to reflect this change.

The amendment I am proposing changes the title to reflect the content of the bill as passed.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 83

1. Title, line 7.

Following: "POLLS"

Insert: "IN POLLING PLACES HAVING FEWER THAN 200
REGISTERED ELECTORS"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/12/83

HB 780, introduced by Harp, Bardanouve

House bills concurred in and returned to the House: 4/12/83

HB 682, introduced by Shontz, Menahan, Winslow, et al.

HJR 35, introduced by Jacobsen, Holliday, Spaeth, et al.

HJR 36, introduced by Keyser, Lee, Quilici, et al.

House amendments to Senate bill concurred in: 4/12/83

SB 446, introduced by Thomas

Free conference committee report adopted: 4/12/83

Free conference committee report on HB 408

The Senate, on 4/12/83, appointed new members to the conference committee on HB 606.

The President appointed the following members:

Senator Shaw, Chairman
Senator Gage
Senator Daniels

House bill concurred in and returned to the House: 4/13/83

HB 511, introduced by Bardanouve, Norman, Veleber, et al.

The Senate, on 4/12/83, failed to concur in House amendments to SB 235 and appointed a conference committee, requesting that the House appoint a like committee to confer on House amendments to SB 235.

The President appointed the following members:

Senator Smith, Chairman
Senator McCallum
Senator Haffey

MOTIONS

Representative Metcalf moved that the rules be temporarily suspended to allow the House to consider Senate amendments to HB 716. Motion carried.

Representative Metcalf moved that Senate amendments to HB 716 be placed on second reading this day. Motion carried.

Representative Addy moved that the conference committee on Senate amendments to HB 191 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 191. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Farris
Ramirez

Representative McBride moved that the free conference committee report on HB 798 be placed on second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative J. Jensen in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Harrington excused at this time.

SB 342 - That the Governor's amendments to SB 342 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Brand, Ellerd, Fagg, Kennerly, Menahan, Waldron.

Total 6

HB 319 - That the free conference committee report on HB 319 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Bergene, Brand, Hammond, Kennerly, Waldron.

Total 5

Representative Shontz excused at this time.

HB 373 - That the free conference committee report on HB 373 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Bliss, Farris.

Total 2

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Bardanouve, Brand, Kennerly, Manuel, Sands, Waldron.

Total 6

HB 428 - That the free conference committee report on HB 428 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici,

Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Pistoria.

Total 1

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Bardanouve, Brand, Driscoll, Kennerly, Manuel, Waldron.

Total 6

HB 873 - That the free conference committee report on HB 873 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Jacobsen, Ryan, Seifert, Solberg, Stobie, Swift, Wallin.

Total 7

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Asay, Bardanouve, Dozier, Driscoll, Kennerly, Kitselman, Manuel, Waldron.

Total 8

SJR 25 - That SJR 25 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Lory, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 78

Noes: Hansen, Koehnke, Mueller, Ryan, Seifert, Solberg, Stobie, Switzer, Underdal.

Total 9

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Bardanouve, Devlin, Fagg, Hammond, Hand, Hannah, Kennerly, Keyser, Lybeck, Manuel, Swift.

Total 11

Representative Shontz present at this time.

HB 742 - That Senate amendments to HB 742 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Bardanouve, Devlin, Fagg, Kennerly, Lybeck, Marks, Manuel, Nilson, Pistoria.

Total 9

HB 232 - That the free conference committee report on HB 232 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Harrington.

Total 1

Absent or not voting: Kennerly, Lory, Waldron.

Total 3

Representative Shontz excused at this time.

HB 376 - That the free conference committee report on HB 376 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily,

Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: Curtiss, Devlin, Keyser, Schultz.
Total 4

Excused: Harrington, Shontz.
Total 2

Absent or not voting: Driscoll, Fagg, Lory, Roush, Waldron.
Total 5

HB 716 - That Senate amendments to HB 716 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 94

Noes: Sales.
Total 1

Excused: Harrington, Shontz.
Total 2

Absent or not voting: Driscoll, Stobie, Waldron.
Total 3

HB 798 - That the free conference committee report on HB 798 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Fabrega, Farris, Hand, Harper, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Sales, Saunders, Schye, Seifert, Spaeth, Swift, Thoft, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.
Total 62

Noes: Abrams, Bliss, Compton, Devlin, Donaldson, Ernst, Eudaily, Hammond, Hannah, Hansen, Hanson, Harp, Iverson, Jacobsen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lory, Mueller, Ream, Ryan, Sands,

Schultz, Smith, Solberg, Stobie, Switzer, Underdal, Vinger, Waldron, Wallin.

Total 33

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Bengtson, Ellerd, Fagg.

Total 3

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman J. Jensen moved that the committee of the whole report be deemed read. Motion carried. Chairman J. Jensen moved the adoption of the committee report. Report adopted. (92-1)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/13/83

Correctly enrolled: HB 106, HB 119.

Examined by the sponsor (Fagg) and found to be correct: HB 670.

4/12/83

Examined by the sponsor (Winslow) and found to be correct: HB 106.

4/13/83

Examined by the sponsor (Mueller) and found to be correct: HB 119.

APPROPRIATIONS (Bardanoue, Chairman): 4/13/83

HB 707, introduced bill, be amended as follows:

1. Title, line 4.

Following: "AN ACT"

Strike: remainder of title

Insert: "AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS TO FINANCE THE CONVERSION OF THE GAS-FIRED HEATING PLANT AT THE PINE HILLS SCHOOL TO A COAL-FIRED PLANT; APPROPRIATING THE PROCEEDS OF THE BONDS TO THE DEPARTMENT OF ADMINISTRATION FOR THE CONVERSION PROJECT; ESTABLISHING CRITERIA FOR THE BOND ISSUE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

2. Page 1, line 10.

Following: line 9

Strike: remainder of bill

Insert: "Section 1. Bonds authorized. The board of examiners is authorized to issue and sell general obligation bonds upon the conditions and in the manner provided in [House Bill 448] in the principal amount not to exceed \$1,000,000 for the purpose of financing costs to convert the gas-fired heating plant at the Pine Hills school to a coal-fired plant, as provided in [section 3].

Section 2. Appropriation. There is appropriated to the department of administration from the funds received from the sale of general obligation bonds under [section 1] \$1,000,000 for the project described in [section 1], subject to the conditions described in [section 3].

Section 3. Procedures and restrictions. (1) Before the conversion for which the bond issue under [section 1] is made may take place, the following conditions and procedures must be met:

(a) The department of administration shall request engineering design proposals for conversion of the gas-fired heating plant at the

Pine Hills school to a coal-fired system. The request must require all submitted proposals to:

- (i) provide a system that is as fully automated as present technology can provide;
- (ii) provide for particulate emission control of the system that achieves at least 85-95% efficiency;
- (iii) use existing gas-fired boilers for standby and emergency purposes; and
- (iv) provide coal-receiving capacity for at least 33 ton truckloads of coal and total coal storage capacity of 2 weeks at winter design heating temperature of minus 30 degrees Fahrenheit.

(b) (i) The department shall enter a contract for coal that:

(A) is contingent upon successful completion of the conversion of the Pine Hills system under the provisions of [this act];

(B) notwithstanding 18-4-102, has a contract term of not less than 10 years;

(C) requires payment for the coal at market price or lower each year, but not to exceed an 8% increase over the previous year's price; and

(D) provides for coal that has a minimum heating value of 8,700 BTU/lb.

(ii) Provision for delivery of the coal to Pine Hills school may be included in the coal contract or in a separate contract; however, the initial combined price of coal and delivery may not exceed \$22 a ton.

(c) After receipt of proposals under subsection (1)(a), the department shall review them and determine which proposal best meets the criteria established in that subsection, will result in annual cost savings to the state of Montana after the conversion is complete, and will repay bonds sold under [section 1] within 12 years from their date of issuance. To determine annual cost savings, the department shall consider:

(i) the requirements of subsection (1)(b);

(ii) the forecasted natural gas rates as presented by the Pine Hills school utility provider to the Montana public service commission in April 1983; and

(iii) the current bond interest rates.

(2) After a determination is made under subsection (1)(c), the department shall have the conversion project constructed as provided in Title 18, chapter 2, part 1, at a total cost not to exceed the amount appropriated in [section 2].

Section 4. Effective date. This act is effective on passage and approval."

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Conference Committee
on HJR 5
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on HJR 5, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Legislative Administration (3/7/83)

Senate Committee of the Whole (3/15/83)

We recommend that:

The House accede to Senate Committee of the Whole amendments 1 through 7.

The House accede to Standing Committee amendments.

The Senate recede from Committee of the Whole amendment 8.

The Senate recede from the Senate Committee of the Whole amendment by Blaylock.

The conference committee report on HJR 5 be adopted.

For the House:

Menahan, Chairman
Marks
Zabrocki

For the Senate:

Goodover, Chairman
Kolstad
Graham

Free Conference Committee
on HB 191
Report No. 1, April 13, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 191, met April 13, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/25/83)

We recommend that:

The Senate recede from Standing Committee amendments.

HB 191 be further amended as indicated in clerical instruction 2.

The free conference committee report on HB 191 be adopted.

Clerical Instructions:

1. Senate Judiciary Committee amendments.

Strike: amendments 1 and 2

2. Page 3, line 6.

Following: "~~vests~~"

Strike: "not later than the time of"

Insert: "immediately preceding"

For the House:

Addy, Chairman
Ramirez

For the Senate:

Turnage, Chairman
Daniels

Farris

Shaw

Conference Committee
on HB 733
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 733, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Local Government

We recommend that:

The House accede to Standing Committee amendments 1, 2, and 3.

The conference committee report on HB 733 be adopted.

For the House:

Bengtson, Chairman
Fagg
Harper

For the Senate:

Story, Chairman
H. Hammond
Towe

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/11/83

HB 716, introduced by Metcalf

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/13/83

HB 16, introduced by Harp, Tveit, Waldron, et al.

HB 435, introduced by Bardanouve

HB 637, introduced by Manuel

MOTIONS

Representative Vincent moved that the House accede to the request of the Senate and appoint a conference committee of three to meet with a like committee from the Senate to confer on House amendments to SB 235. Motion carried.

The Speaker appointed the following representatives:

Waldron, Chairman
Donaldson
Roush

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 742. Motion carried.

The Speaker appointed the following representatives:

O'Connell, Chairman
Hand
Kitselman

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 743, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 89

Noes: Daily, Dozier, Hansen, Pavlovich, Ryan, Solberg, Stobie.
Total 7

Excused: Harrington, Shontz.
Total 2

Absent or not voting: Asay, O'Connell.
Total 2

HB 377, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 85

Noes: Bengtson, Bliss, Curtiss, Daily, Jacobsen, Jones, Koehnke, Roush, Ryan, Solberg, Stobie, Switzer.
Total 12

Excused: Harrington, Shontz.
Total 2

Absent or not voting: Asay.
Total 1

HB 408, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Ellison, Hannah, Jacobsen, Jones, Mueller, Pistoria, Ryan, Sands, Seifert, Solberg, Stobie, Swift, Vinger.

Total 13

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Asay.

Total 1

HB 663, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Asay, Kadas.

Total 2

HB 802, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Bengtson, Hannah, Hanson, Jacobsen, Jones, Koehnke, Neuman, Ryan, Solberg, Stobie, Switzer.

Total 11

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Asay.

Total 1

HB 825, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eller, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Harrington, Shontz.

Total 2

Absent or not voting: Asay.

Total 1

ANNOUNCEMENTS

The tentative legislative calendar for the next several days is as follows: Thursday, Friday, Monday, Tuesday, and Wednesday House convenes at 9:00 a.m.; Saturday House convenes at 10:00 a.m.

Representative Vincent moved that the House adjourn until 9:00 a.m., April 14, 1983.

Motion carried.

House adjourned at 4:10 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-FOURTH LEGISLATIVE DAY

Helena, Montana
April 14, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Jones, Shontz, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/14/83

Delivered to the Governor for his approval at 8:27 a.m.,
4/14/83: HB 715, HB 718, HB 746, HB 772, HB 788, HB 792,
HB 805, HB 814, HB 826, HB 853, HB 856, HB 862, HB 886,
HB 892, HB 907.

RULES (Vincent, Chairman):

4/13/83

HR 3, introduced bill, be amended as follows:

1. Title, line 5.

Following: "ON"

Insert: "HUMAN SERVICES,"

Following: "AGING"

Insert: "AND PENSIONS"

2. Page 1.

Strike: line 14 in its entirety

Renumber: subsequent subsections

3. Page 1, line 17.

Following: "and"

Strike: "Industry"

Insert: "Labor"

4. Page 1.

Strike: line 22 in its entirety

Renumber: subsequent subsections

5. Page 2, line 1.

Following: "Services"

Insert: ", Aging and Pensions"

And, as amended, be adopted. Report adopted.

SJR 5, be concurred in. Report adopted.

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/13/83, dissolved the conference committee on HB 191 and appointed a free conference committee to meet with a like committee from the House to confer on HB 191.

The President appointed the following members:

Senator Turnage, Chairman

Senator Daniels

Senator Shaw

MOTIONS

Representative Williams moved that the House accede to the request of the Senate to return HB 171 for further consideration. Motion carried.

Representative Thoft moved that the rules be temporarily suspended to allow for the introduction of a bill. Motion carried.

Representative Thoft moved that HB 926 be placed on second reading on the eighty-fifth legislative day. Motion carried.

Representative Waldron moved that the House reconsider its action on the free conference committee report on HB 798.

Representative Vincent in the Chair.

Representative Ellerd moved the previous question. Motion carried.

Thereupon, Representative Waldron's motion to reconsider action carried as follows:

Ayes: Addy, Asay, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Iverson, J. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Mueller, Nordtvedt, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Winslow.
Total 49

Noes: Abrams, Bachini, Bardanouve, Bergene, Brand, D. Brown, Daily, Darko, Ellerd, Fabrega, Farris, Harper, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Roush, Ryan, Sales, Spaeth, Stobie, Vincent, Wallin, Williams, Yardley, Zabrocki.
Total 46

Paired: Jones, Aye; Bardanouve, No.

Excused: Shontz.

Total 1

Absent or not voting: Connelly, Koehnke, Nilson, Schye.

Total 4

Speaker Kemmis in the Chair.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Ernst in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HJR 40 - That HJR 40 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft,

Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: Bardanouve, Brand, Ellerd, Fabrega, J. Jensen, Keyser, Peck, Sales.
Total 8

Excused: Jones, Shontz.

Total 2

Absent or not voting: Iverson, McCormick, Menahan, Nilson, Pavlovich, Ramirez, Waldron.

Total 7

Representatives Bengtson, Spaeth, Underdal, and Zabrocki excused at this time.

HJR 41 - That HJR 41 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schye, Seifert, Smith, Solberg, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 82

Noes: Bliss, Keyser, Sales, Schultz, Switzer.

Total 5

Excused: Bengtson, Jones, Shontz, Spaeth, Underdal, Zabrocki.

Total 6

Absent or not voting: Bardanouve, Brand, Curtiss, Harrington, Marks, Ramirez, Stobie.

Total 7

SB 270 - Representative Vincent moved that SB 270 be placed below HJR 19. Motion carried.

Representative Bengtson present at this time.

SB 414 - That SB 414 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 87

Noes: Driscoll, Koehnke.

Total 2

Excused: Jones, Shontz, Spaeth, Underdal, Zabrocki.

Total 5

Absent or not voting: Curtiss, Donaldson, Hammond, Marks, Stobie, Waldron.

Total 6

Representative Kadas excused at this time.

SJR 14 - That SJR 14 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow.

Total 87

Noes: None.

Total 0

Excused: Jones, Kadas, Shontz, Spaeth, Underdal, Zabrocki.

Total 6

Absent or not voting: Curtiss, Donaldson, Hammond, Hannah, Marks, Stobie, Yardley.

Total 7

Representative Zabrocki present at this time.

SJR 23 - That SJR 23 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Jones, Kadas, Shontz, Spaeth, Underdal.

Total 5

Absent or not voting: Curtiss, Donaldson, Dozier, Harrington, Marks, Stobie.

Total 6

Representative Spaeth present at this time.

Representative Waldron excused at this time.

HB 16 - Representative Harp moved that Senate amendments to HB 16 be not concurred in. Representative Marks made a substitute motion that consideration on Senate amendments to HB 16 be passed for the day. The substitute motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hemstad, Holliday, Iverson, R. Jensen, Keyser, Kitselman, Lory, Marks, Manuel, Miller, Mueller, Nordtvedt, Peck, Phillips, Ramirez, Sales, Sands, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Vinger, Wallin, Winslow.

Total 48

Noes: Addy, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Harper, Harrington, Hart, Howe, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schye, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 45

Excused: Jones, Kadas, Shontz, Underdal, Waldron.

Total 5

Absent or not voting: Bardanouve, Hansen.

Total 2

Representative O'Connell excused at this time.

Representative Underdal present at this time.

HB 335 - Representative Nilson moved that Senate amendments to HB 335 be concurred in. Representative Kemmis made a substitute motion that Senate amendments to HB 335 be not concurred in. The substitute motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Bliss, Devlin, Hanson, Seifert, Swift, Switzer.

Total 6

Excused: Jones, Kadas, O'Connell, Shontz, Waldron.

Total 5

Absent or not voting: McCormick, Marks, Ramirez, Stobie.

Total 4

Representative Bengtson excused at this time.

HB 435 - That Senate amendments to HB 435 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Hannah.

Total 1

Excused: Bengtson, Jones, Kadas, O'Connell, Shontz, Waldron.

Total 6

Absent or not voting: Brand, Darko, Dozier, Driscoll, Marks, Ramirez, Seifert, Stobie.

Total 8

Representative Bengtson present at this time.

HB 637 - That Senate amendments to HB 637 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: Asay, Hannah, Switzer.

Total 3

Excused: Jones, Kadas, O'Connell, Shontz, Waldron.

Total 5

Absent or not voting: Bardanouve, Driscoll, Koehnke, Quilici, Ramirez, Seifert, Stobie.

Total 7

Representatives Donaldson and Hannah excused at this time.

Representative O'Connell present at this time.

HB 780 - That Senate amendments to HB 780 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Keenan,

Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: Donaldson, Hannah, Jones, Kadas, Shontz, Waldron.

Total 6

Absent or not voting: Bardanouve, Bergene, Iverson, Marks, Quilici, Ramirez, Roush, Stobie.

Total 8

HB 53 - That the conference committee report on Senate amendments to HB 53 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Donaldson, Hannah, Jones, Kadas, Shontz, Waldron.

Total 6

Absent or not voting: Bardanouve, Fagg, Iverson, Marks, Quilici, Ramirez, Stobie.

Total 7

Representative Hannah present at this time.

HB 150 - That the conference committee report on Senate amendments to HB 150 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Donaldson, Jones, Kadas, Shontz, Waldron.
Total 5

Absent or not voting: Bardanouve, Fagg, Marks, Quilici, Ramirez, Stobie.
Total 6

HB 733 - That the conference committee report on Senate amendments to HB 733 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.
Total 86

Noes: None.
Total 0

Excused: Donaldson, Jones, Kadas, Shontz, Waldron.
Total 5

Absent or not voting: Bardanouve, Howe, Marks, Quilici, Ramirez, Ryan, Stobie, Winslow, Yardley.
Total 9

Representative Underdal excused at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Ernst moved that the committee of the whole report be deemed read. Motion carried. Chairman Ernst moved the adoption of the committee report. Report adopted. (91-0)

REPORTS OF SELECT COMMITTEES

Conference Committee
on SB 428
Report No. 1, April 11, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to SB 428, met April 11, 1983, and considered the amendments of the following committees:

House Committee on Local Government

We recommend that:

The House recede from Standing Committee amendments 1 and 8.

The Senate accede to Standing Committee amendments 2 through 7, and 9 and 10.

The reference copy of SB 428 be amended to read as specified in the clerical instructions.

The conference committee report on SB 428 be adopted.

Clerical Instructions:

1. House Standing Committee amendments.

Strike: amendments 1 and 8

For the House:

Schye, Chairman
Holliday
Vinger

For the Senate:

Etchart, Chairman
H. Hammond
Eck

Free Conference Committee
on HB 545

Report No. 1, April 13, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 545, met April 13, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/26/83)

Senate Committee on Agriculture, Livestock and Irrigation (3/24/83)

We recommend that:

The House accede to Senate Committee of the Whole amendments.

The Senate recede from Standing Committee amendments.

HB 545 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 545 be adopted.

Clerical Instructions:

1. Page 4, line 24.

Following: "shall"

Insert: ", through rules it adopts,"

2. Page 5, line 1.

Following: "80-11-205(1)(e)"

Insert: "and administer the dispersal of money received for losses covered by the insurance contracts"

3. Attach the following statement of intent:

Statement of Intent
HB 545

This bill requires a statement of intent because [section 3] requires the Department of Agriculture to adopt rules to implement the purchase of insurance contracts authorized under [section 2]. Rules adopted under [section 3] should establish procedures for submitting loss claims, calculating the amount of loss, adjusting for overcompensation, and any further requirements necessary to ensure that insurance contracts are properly administered for the benefits of the growers.

For the House:

Manuel, Chairman
Lybeck
Bliss

For the Senate:

Aklestad, Chairman
Kolstad
Conover

Conference Committee
on HB 606
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your conference committee on HB 606, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Highways (3/16/83)

Senate Committee of the Whole (3/21/83)

Senate Committee of the Whole (3/23/83)

We recommend that:

The House accede to all Senate amendments.

The conference committee report on HB 606 be adopted.

For the House:

Koehnke, Chairman
J. Hammond
R. Jensen

For the Senate:

Shaw, Chairman
Daniels
Gage

Free Conference Committee
on HB 880
Report No. 1, April 12, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 880, met April 12, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/25/83)

Senate Committee of the Whole (3/28/83)

We recommend that:

The House accede to Senate Standing Committee amendments.

The House accede to Senate Committee of the Whole amendments 1 through 3, 5, 7, and 8.

The Senate recede from Senate Committee of the Whole amendments 4 and 6.

HB 880 be further amended as indicated in clerical instructions 1 through 21.

The free conference committee report on HB 880 be adopted.

Clerical Instructions:

1. Title, line 14.

Strike: "DEPARTMENT"

Insert: "DEPARTMENTS"

Following: "OF"

Insert: "HEALTH AND ENVIRONMENTAL SCIENCES AND"

2. Title, lines 16 and 17.

Strike: "DIRECTING THE COUNTY ATTORNEY TO FILE CHARGES"

Insert: "PROVIDING PENALTIES"

3. Page 2.

Following: line 12

Insert: “(3) “Long-term care facility” means a facility defined in 50-5-101(20).”

Renumber: subsequent subsections

4. Page 3, line 5.

Strike: “⁽⁴⁾”

Insert: “⁽³⁾”

5. Page 3, line 9.

Following: “shall”

Strike: “,”

Insert: “² (a) if the older person is not a resident of a long-term care facility,”

6. Page 3, line 12.

Strike: “^(A)”

Insert: “⁽ⁱ⁾”

7. Page 3, line 15.

Strike: “^(B)”

Insert: “⁽ⁱⁱ⁾”

8. Page 3, line 17.

Strike: “,² AND”

Insert: “²,”

9. Page 3, lines 18 through 21.

Strike: subsection (c) in its entirety

Insert: “(b) if the older person is a resident of a long-term care facility, report the matter to the long-term care ombudsman appointed under the provisions of 42 USC 3027 (a)(12), and to the department of health and environmental sciences. The department shall investigate the matter pursuant to its authority in 50-5-204 and, if it finds any allegations of abuse, exploitation, or neglect contained in the report to be substantially true, forward a copy of the report to the department of social and rehabilitation services and to the county attorney provided in subsection (a)(ii).”

10. Page 4, lines 5 through 11.

Strike: subsection (3) in its entirety

Renumber: subsequent subsections

11. Page 5, line 7.

Strike: “OR”

Insert: “and”

12. Page 6, line 18.

Following: “UNDER”

Insert: “[“

Following: “THIS”

Insert: “act]”

13. Page 6, line 21.

Strike: “IN”

Insert: “required to be kept confidential by”

14. Page 7, lines 2 through 13.

Strike: subsections (b) through (e) in their entirety

Renumber: subsequent subsections

15. Page 9, lines 2 and 3.

Strike: "violating [section 10]"

Insert: "an offense constituting abuse, exploitation, or neglect"

16. Page 8.

Following: line 5

Insert: "(3) The records and reports required to be kept confidential by [section 6(1)] shall be disclosed upon request to the following persons or entities in this or any other state:

(a) a county attorney or other law enforcement official who requires the information in connection with an investigation of a violation of [sections 1 through 11];

(b) a court which has determined in camera, that public disclosure of the report, data, information, or record is necessary for the determination of an issue before it;

(c) a grand jury upon its determination that the report, data, information, or record is necessary in the conduct of its official business."

Renumber: subsequent subsections

17. Page 8, line 16.

Following: "THE"

Insert: "report is false in any material respect and the"

18. Page 9, line 16.

Strike: "violates [sections 1 through 9]"

Insert: "fails to make a report required by [section 4] or discloses or fails to disclose the contents of a case record or report in violation of [section 6]"

19. Page 9, line 19.

Strike: "Section 11."

20. Page 10, lines 2 through 5.

Strike: lines 2 through 5 in their entirety

Renumber: subsequent sections

21. Page 10, lines 12 and 13.

Strike: section 13 in its entirety

For the House:

Metcalf, Chairman
Bergene
Veleber

For the Senate:

Hazelbaker, Chairman
Galt
Halligan

MOTIONS

Representative Vincent moved that the conference committee on HB 110 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Kemmis, Chairman
Fabrega
Vincent

Representative Vincent moved that the conference committee on HB 335 be dissolved and that the Speaker be authorized to appoint a free

conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Nilson, Chairman
Mueller
Ream

Representative Underdal present at this time.

Representative Hannah moved that the rules be temporarily suspended to allow the House to reconsider action on Senate amendments to HB 429. Motion carried.

Representative Hannah moved that the House reconsider its be not concurred in action on Senate amendments to HB 429. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: Dozier, Driscoll, Jacobsen.
Total 3

Excused: Donaldson, Jones, Kadas, Shontz, Waldron.
Total 5

Absent or not voting: Curtiss, Marks, Stobie, Thoft.
Total 4

Representative Hannah moved that the conference committee on Senate amendments to HB 429 be dissolved. Motion carried.

Representative Hannah moved that Senate amendments to HB 429 be placed on second reading on the eighty-fifth legislative day. Motion carried.

Representative Swift moved that the rules be temporarily suspended to allow the House to reconsider action on Senate amendments to HB 194. The motion, requiring a two-thirds majority vote, failed. (55-35)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Swift excused at this time.

SB 247 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen,

Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Sales, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 75

Noes: Bardanouve, Bliss, Devlin, Hannah, Hanson, R. Jensen, Keyser, Kitselman, Ramirez, Ryan, Sands, Solberg, Underdal, Wallin.

Total 14

Excused: Donaldson, Jones, Kadas, Shontz, Swift, Waldron.

Total 6

Absent or not voting: D. Brown, Ellerd, Howe, Stobie, Thoft.

Total 5

Representatives Swift and Waldron present at this time.

SB 312 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hemstad, Holliday, Howe, J. Jensen, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Sales, Saunders, Schye, Smith, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 58

Noes: Bliss, J. Brown, Compton, Curtiss, Devlin, Ernst, Hannah, Hanson, Harp, Hart, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Koehnke, Marks, Manuel, Mueller, Neuman, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sands, Schultz, Seifert, Solberg, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 35

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie, Thoft.

Total 3

HB 716, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: None.

Total 0

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Howe, Stobie, Thoft.

Total 4

SB 342, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie, Thoft.

Total 3

HB 232, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie, Thoft.

Total 3

HB 319, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega,

Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie, Thoft.

Total 3

HB 373, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Bliss.

Total 1

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Keyser, Stobie, Thoft.

Total 4

HB 376, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Asay, Curtiss, Devlin.

Total 3

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Farris, Stobie, Thoft.

Total 4

HB 428, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Pistoria.

Total 1

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie.

Total 2

HB 873, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Curtiss, Kitselman, Ryan, Solberg, Switzer.

Total 5

Excused: Donaldson, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Ellerd, Stobie.

Total 2

MOTIONS

Representative Fabrega moved that his vote on SB 247, third reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that the House recess at 12:08 p.m. Motion carried.

House reconvened at 3:35 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/14/83

Correctly printed: HB 707, HB 928, HJR 9, HR 3.

Considered correctly engrossed: HJR 40, HJR 41.

Correctly enrolled: HB 511, HB 629, HB 682, HJR 35, HJR 36.

Signed by the Speaker at 4:55 p.m., 4/13/83: HB 92, HB 205, HB 570,

HB 582, HB 667, HB 747, HB 712, HB 858, HJR 29.

Signed by the Speaker at 5:23 p.m., 4/13/83: SB 159, SB 201, SB 214,

SB 378, SB 391, SB 395, SB 410, SB 441, SB 448, HB 574.

Signed by the Speaker at 5:44 p.m., 4/13/83: SB 69, SB 227, SB 249,

SB 309, SB 316, SB 454, SJR 24.

Signed by the Speaker at 5:50 p.m., 4/13/83: HB 106, HB 119, HB 670.

Examined by the sponsor (Keyser) and found to be correct: HJR 36.

HIGHWAYS AND TRANSPORTATION (Abrams, Chairman):

4/14/83

SJR 22, third reading copy, be amended as follows:

1. Page 2, line 15.

Following: "urges"

Strike: "both"

Following: "the"

Insert: "Governor,"

2. Page 2, line 16.

Following: "Highways"

Insert: " ,"

3. Page 2, line 21.

Following: "to"

Insert: "the Governor;"

And, as amended, be concurred in. Report adopted.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis

April 14, 1983

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 93, 126, 222, 224, 234, 264, 273, 331, 364, 375, 390, 427, 437, 466, 472, 490, 506, 507, 528, 541, 567, 575, 578, 592, 615, 616, 631, 632, 642, 653, 660, 691, 701, 728, 786, 851, 855, and 887.

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Quilici moved that the House reconsider its action passing consideration on Senate amendments to HB 16 for the day. Motion carried.

Representative Quilici moved that Senate amendments to HB 16 be placed at the top of the second reading board this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Ernst in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Donaldson present at this time.

Representatives Bergene and D. Brown excused at this time.

HB 16 - Representative Harp moved that Senate amendments to HB 16 be concurred in. Representative Pistoria made a substitute motion that Senate amendments to HB 16 be not concurred in. The substitute motion failed as follows:

Ayes: Abrams, Asay, Bardanouve, Bengtson, Bliss, Connelly, Devlin, Ellison, Ernst, Hannah, Harper, Iverson, Jacobsen, J. Jensen, R. Jensen, Kemmis, Keyser, Lybeck, McCormick, Manuel, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Peck, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Williams, Yardley, Zabrocki.

Total 46

Noes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, McBride, Marks, Menahan, Metcalf, Miller, O'Connell, Pavlovich, Phillips, Quilici, Ramirez, Schye, Shontz, Smith, Veleber, Vincent, Vinger, Waldron, Winslow.

Total 53

Paired: Pistoria, Seifert, Spaeth, Swift, Ayes; Bergene, D. Brown, Kadas, Shontz, Noes.

Excused: Jones.

Total 1

Absent or not voting: None.

Total 0

That Senate amendments to HB 16 be concurred in. Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Schye, Shontz, Smith, Veleber, Vincent, Vinger, Waldron, Williams, Winslow.

Total 58

Noes: Abrams, Asay, Bengtson, Bliss, Connelly, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Harper, Iverson, Jacobsen, R. Jensen, Kemmis, Koehnke, McCormick, Manuel, Neuman, Nilson, Nordtvedt, Pistoria,

Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Yardley, Zabrocki.
Total 41

Paired: Bergene, D. Brown, Kadas, Shontz, Ayes; Pistoria, Seifert, Spaeth, Swift, Noes.

Excused: Jones.

Total 1

Absent or not voting: None.

Total 0

Representatives Neuman, Swift, and Waldron excused at this time.

Representative D. Brown present at this time.

HB 846 - That the conference committee report on Senate amendments to HB 846 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: Hannah, Sales.

Total 2

Excused: Bergene, Jones, Kadas, Neuman, Shontz, Swift, Waldron.

Total 7

Absent or not voting: Harrington, R. Jensen, Pistoria, Seifert.

Total 4

Representative Asay excused at this time.

Representatives Neuman and Swift excused at this time.

HJR 5 - That the conference committee report on Senate amendments to HJR 5 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Asay, Bergene, Jones, Kadas, Shontz, Waldron.
Total 6

Absent or not voting: Bardanouve, Bliss, Harrington, Keyser, Pistoria.
Total 5

Representative Asay present at this time.

HJR 19 - That the conference committee report on HJR 19 be adopted.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 90

Noes: Hannah.
Total 1

Excused: Bergene, Jones, Kadas, Shontz, Waldron.
Total 5

Absent or not voting: Bardanouve, Fagg, Pistoria, Quilici.
Total 4

Representative Waldron present at this time.

SB 270 - That SB 270 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.
Total 90

Noes: Hannah.
Total 1

Excused: Bergene, Jones, Kadas, Shontz.
Total 4

Absent or not voting: Bardanouve, Fagg, Harrington, Wallin, Williams.
Total 5

SB 48 - That the conference committee report on House amendments to SB 48 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin,

Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Pistoria, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 80

Noes: Mueller, Phillips, Ramirez, Solberg, Swift.

Total 5

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Bardanouve, Dozier, Ellison, Fabrega, Harrington, R. Jensen, McCormick, Marks, Quilici, Seifert, Yardley.

Total 11

Representative Waldron excused at this time.

HB 191 - That the free conference committee report on HB 191 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 89

Noes: None.

Total 0

Excused: Bergene, Jones, Kadas, Shontz, Waldron.

Total 5

Absent or not voting: Bardanouve, Dozier, Harrington, Marks, Winslow, Yardley.

Total 6

SB 456 - That the free conference committee report on SB 456 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Bergene, Jones, Kadas, Shontz, Waldron.

Total 5

Absent or not voting: Bardanouve, Dozier, Marks, Yardley.

Total 4

HB 83 - That the Governor's amendments to HB 83 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 90

Noes: Lybeck.

Total 1

Excused: Bergene, Jones, Kadas, Shontz, Waldron.

Total 5

Absent or not voting: Bardanouve, Dozier, Holliday, Yardley.

Total 4

Representative Waldron present at this time.

HB 707 - That HB 707 do pass. Motion failed as follows:

Ayes: Asay, Bachini, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Hammond, Harp, Hart, Howe, J. Jensen, Kennerly, Keyser, Koehnke, Lory, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Peck, Phillips, Ramirez, Sales, Saunders, Spaeth, Swift, Switzer, Thoft, Veleber, Waldron, Winslow, Zabrocki.

Total 41

Noes: Abrams, Addy, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Ellerd, Ellison, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Keenan, Kemmis, Kitselman, Lybeck, McCormick, Manuel, Menahan, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Underdal, Vincent, Vinger, Wallin, Williams, Yardley.

Total 55

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: None.

Total 0

Representative Hannah excused at this time.

That HB 707 do not pass. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Brand, J. Brown, Connelly, Daily, Darko, Donaldson, Ellerd, Ellison, Ernst, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Keenan, Kemmis, Kitselman, Lybeck, McCormick, Manuel, Menahan, Metcalf, Neuman, Nisbet, Nordtvedt, O'Connell, Pavlovich, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Underdal, Vincent, Vinger, Wallin, Yardley.

Total 58

Noes: Asay, Bachini, Bertelsen, Bliss, D. Brown, Compton, Curtiss, Devlin, Dozier, Driscoll, Eudaily, Fabrega, Hart, Howe, J. Jensen, Kennerly, Keyser, Koehnke, Lory, McBride, Marks, Miller, Mueller, Nilson, Peck, Phillips, Ramirez, Saunders, Spaeth, Swift, Switzer, Thoft, Veleber, Waldron, Winslow, Zabrocki.

Total 36

Excused: Bergene, Hannah, Jones, Kadas, Shontz.

Total 5

Absent or not voting: Williams.

Total 1

Representative Waldron excused at this time.

HB 798 - Representative McBride moved that the free conference committee report on HB 798 be placed at the top of the board. Motion failed as follows:

Ayes: Addy, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Ellerd, Ernst, Fabrega, Hansen, Harrington, Hart, Holliday, Iverson, J. Jensen, Keenan, Kemmis, Kennerly, Lory, McBride, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Roush, Ryan, Saunders, Schye, Veleber, Vincent, Vinger, Wallin, Yardley, Zabrocki.

Total 41

Noes: Asay, Bachini, Bengtson, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellison, Eudaily, Fagg, Farris, Hammond, Hand, Hanson, Harp, Hemstad, Howe, Jacobsen, R. Jensen, Keyser, Kitselman, Koehnke, Lybeck, Marks, Mueller, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Ream, Sales, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Winslow.

Total 46

Excused: Bergene, Hannah, Jones, Kadas, Shontz, Waldron.

Total 6

Absent or not voting: Abrams, Bardanouve, Bertelsen, Harper, McCormick, Sands, Williams.

Total 7

HJR 9 - That HJR 9 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales,

Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley.
Total 82

Noes: Bardanouve, Compton, Fagg, Hanson, Harper, Iverson, Jacobsen, Marks, Underdal, Zabrocki.
Total 10

Excused: Bergene, Hannah, Jones, Kadas, Shontz, Waldron.
Total 6

Absent or not voting: McCormick, Williams.
Total 2

Representative Hannah present at this time.

Representative Asay excused at this time.

SJR 5 - That SJR 5 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Winslow, Yardley, Zabrocki.
Total 89

Noes: None.
Total 0

Excused: Asay, Bergene, Jones, Kadas, Shontz, Waldron.
Total 6

Absent or not voting: Bardanouve, Ellison, Hammond, McCormick, Williams.
Total 5

Representatives Asay and Waldron present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Ernst moved that the committee of the whole report be deemed read. Motion carried. Chairman Ernst moved the adoption of the committee report. Report adopted. (83-8)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SJR 25 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, Manuel,

Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schye, Smith, Spaeth, Stobie, Swift, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bliss, Devlin, Keyser, Koehnke, Marks, Mueller, Ryan, Sales, Schultz, Seifert, Solberg, Switzer, Underdal.

Total 13

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: McCormick, Pistoria, Williams.

Total 3

Representative Zabrocki excused at this time.

HB 435, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Mr. Speaker.

Total 93

Noes: None.

Total 0

Excused: Bergene, Jones, Kadas, Shontz, Zabrocki.

Total 5

Absent or not voting: McCormick, Williams.

Total 2

Representative Zabrocki present at this time.

HB 637, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah.

Total 1

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Williams.

Total 1

HB 780, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Brand, Jacobsen, Marks, Seifert, Thoft.

Total 5

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Williams.

Total 1

Representative Shontz present at this time.

HB 53, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Bergene, Jones, Kadas.

Total 3

Absent or not voting: Williams.

Total 1

HB 150, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily,

Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay, Marks.

Total 2

Excused: Bergene, Jones, Kadas.

Total 3

Absent or not voting: Williams.

Total 1

Representative Shontz excused at this time.

HB 733, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Bergene, Jones, Kadas, Shontz.

Total 4

Absent or not voting: Williams.

Total 1

Representative Vincent moved that the House adjourn until 9:00 a.m., April 15, 1983.

Motion carried.

House adjourned at 6:20 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-FIFTH LEGISLATIVE DAY

Helena, Montana
April 15, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Bergene, Ellerd, Kadas, Manuel, Nordtvedt, Ryan, Shontz, Solberg, Thoft, Wallin, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighty-second legislative day, find the same to be correct.

Menahan, Chairman

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/15/83

Considered correctly engrossed: HJR 9.

Examined by the sponsor (Jacobsen) and found to be correct: HJR 35.

4/14/83

Examined by the sponsor (Bardanoue) and found to be correct: HB 511.

Examined by the sponsor (D. Brown) and found to be correct: HB 629.

Signed by the Speaker at 5:09 p.m., 4/14/83: HJR 36, SB 107, SB 313, SB 335, SB 436.

Delivered to the Secretary of State at 8:20 a.m., 4/15/83: HJR 29.

Delivered to the Governor for his approval at 8:21 a.m., 4/15/83: HB 92, HB 106, HB 119, HB 205, HB 570, HB 574, HB 582, HB 667, HB 670, HB 712, HB 747, HB 858.

APPROPRIATIONS (Bardanoue, Chairman): 4/14/83

HB 833, introduced bill, be amended as follows:

1. Page 2, line 6.

Following: "general fund"

Insert: " , university auxiliary funds, university plant funds generated from auxiliary fund operations, other lawful purpose funds from bond indentures, student fees,"

2. Page 2, line 17.

Strike: "Notwithstanding"

Insert: "(1) Except as provided in subsection (2) and notwithstanding"

3. Page 2, line 20.

Following: "."

Insert: "(2) The bond proceeds and insurance clearance fund appropriation authorized by the 47th Legislature for the acquisition and development of a cemetery at the old Fort Custer site in Big Horn County is reappropriated for road improvements at the Canyon Ferry State Recreation Area."

4. Page 3.

Following: line 3

Strike: remainder of pages 3 through 6 in their entirety

Insert:

"Department of Administration

Energy Conservation Retrofit	\$1,000,000	\$
Original Governor's Mansion Improvements	70,500	
Land Acquisition & Grounds Improvements	161,000	
Building Modifications, 820 Front Street, Helena	120,000	
Miscellaneous Building Improvements, Helena	400,000	
Storm Drainage Detention Basin, Capitol Complex	250,000	
Department of Commerce		
Runway Improvements, Lincoln Airport		150,000
Department of Fish, Wildlife, and Parks		
Fishing Access Site Development		250,000
Headquarters Renovation & Repair		25,000
Headquarters Storage Building, Region I		30,000
Wildlife Management Area Maintenance		50,000
Lake & Stream Improvements		50,000
Elkhorn State Monument Improvements		20,000
Giant Springs Heritage State Park Improvements	75,000	
Makoshika State Park Development		78,000
Spring Meadow Lake Improvements		120,000
Madison Buffalo Jump State Monument Improvements		5,000
Bannack State Park Improvements	158,000	210,000
Logan State Recreation Area Improvements		80,000
Yellow Bay State Recreation Area Improvements		8,000
Pictograph Cave State Monument Improvements		40,000
Plenty Coups State Monument Improvements		38,000
Canyon Ferry State Recreation Area Road Improvements	50,000	
Department of Health & Environmental Sciences		
Chemistry Lab Renovation	119,000	
Department of Highways		
Miscellaneous Maintenance, Highway Facilities		750,000
Maintenance Garage, Lost Trail		63,500
Construct Sand House, Diamond Ring Interchange		44,275
Department of Institutions		
Roof Replacement & Major Maintenance	1,092,106	
Fire Sprinklers & Detection System, Warm Springs & Boulder	156,830	

Construct Porte-Cochere, Center for the Aged	5,620	
Remodel Infirmary, Prison	200,000	
Purchase Infirmary, Prison	100,000	
Industries Building, Prison	700,000	
Remodel Alpha House	15,000	
Youth Treatment Center Furniture	10,820	
Mountain View Fire Alarm System	15,000	
Swan River Youth Camp Sewage Study	7,111	
Forensic Building Improvements & Addition, Warm Springs	1,678,464	
Department of Military Affairs		
Mechanical Maintenance, Three Armories	13,000	
Repair & Replace Roofs	135,000	39,000
Street Improvements, Anaconda Armory	19,000	
Replace Exhaust System	4,000	39,000
Energy Retrofit	5,000	106,000
Construct Emergency Operations Center, Helena Armory	913,356	804,688
Department of State Lands		
Paint Shop Modification, Missoula Forestry Complex	55,000	
Capital Improvements	40,000	
University System		
Engineering Laboratory/Classroom Building, Tech		1,250,000
PE Building Roof Repair, EMC		55,000
Men's Gym Roof Repair, UM		51,000
Linfield Hall Auditorium Repair, MSU		150,000
Plan Business Administration Facility, UM		50,000
Plan Engineering/Physical Sciences Complex, MSU		350,000
Complete Library Basement, MSU		300,000
Pave Hadleigh Marsh Lab & Agriculture Complex, MSU		286,300
Remodel Herrick Hall, MSU		300,000
Construct Machine Shop & Storage Complex, Ag Experiment Station		302,000
Electrical Distribution System, UM	237,120	246,880
Roof Replacement & Major Maintenance	1,443,700	
Relocate Business Machine Laboratory, UM	20,000	
Vehicle Storage & Maintenance Facility, WMC	230,000	
Expand Museum of the Rockies, MSU		6,000,000

Appropriations shown in the other appropriated funds column for the PE Building roof repair at EMC, the Men's Gym roof repair at UM, and the Electrical Distribution System at UM may utilize university auxiliary or plant funds."

5. Page 7.

Strike: lines 8 through 10 in their entirety

Insert:

"Coal Tax Park Acquisitions	
Lake Elmo, Billings	1,000,000
Glen Lake, Bozeman	420,000
Les Mason Memorial, Whitefish Lake	675,000
Parker Homestead, Three Forks	12,500
State Park System In-holdings	88,000
Blackfoot River Easement	50,000
Pageville School, Twin Bridges	20,000
Clark Rock, Dillon	40,739
Fishing Access Site Acquisition	745,000
Game Range Acquisition	300,000"

6. Page 7.

Following: line 10

Strike: remainder of page 7 through line 18, page 9

Insert: "Section 7. Appropriation for Mansfield Center for Pacific Affairs. There is appropriated \$1 million from the BPICA to the Department of Commerce to assist in the erection of a memorial in honor of one of Montana's great citizens, Mike Mansfield. The department shall enter into an agreement with the Maureen and Mike Mansfield Foundation pursuant to which the department shall agree to pay the funds appropriated by this section to the foundation upon the receipt of at least \$6 million by the foundation from other sources. The funds appropriated by this section must be used exclusively for the construction of the Mansfield Center for Pacific Affairs at Polson, Montana. By this appropriation, the 48th Legislature indicates that it has determined that the state's support of the erection of a memorial through the establishment of the Mansfield Center for Pacific Affairs at Polson is a lawful public purpose of statewide importance in that it will serve to inspire sentiments of respect for a man of great stature and importance to the state, will generate important economic development of the state by direct employment, attraction of visitors, and establishment of expanded trade opportunities.

Section 8. Building demolition. The Department of Administration may solicit bids for demolition or sale and removal of the following buildings:

Boulder River School & Hospital

1. Cottage #5
2. Building #103 [Trailer]
3. Buildings #57 through #66 [Log Cabins]
4. Building #100 [Old Administration Building]
5. Selected Ranch Buildings

Warm Springs/Galen

1. Building #13 [Old General Hospital]
2. Two Employee residences [Residence L and Residence R]
3. Building #18 [Children's Unit]
4. Building #85/86 [Medium Security Forensic Unit]

Pine Hills School

1. Lewis portion of Lewis & Clark Lodge

Mountain View School

1. Old Main/Men's Dorm

The director of the Department of Institutions must certify to the Department of Administration that each of the above buildings is surplus to the needs of the department and the state by reason of the building's age, deteriorated physical condition, life/safety, or licensure deficiencies and has no residual economic or useful life. If the cost of the deficiencies would preclude reasonable restoration and refurbishing efforts, the director of the Department of Administration may grant an order to proceed with demolition on condition that:

(a) a successful contractor or bidder agrees to demolish or remove the building and reclaim the building site based on the salvage value of the building itself; and

(b) the demolition or removal of the building does not violate the provisions of the State Antiquities Act relative to established heritage properties under state ownership.

Section 9. Special session reauthorization. The appropriations for capital projects authorized in section 6, House Bill 5, enacted by the 47th Legislature, second special session, are reappropriated through the biennium ending June 30, 1985. The Department of Administration may exempt these projects from any provisions of Montana law relating to the employment of architects, public bidding, bonding, or labor and wage requirements."

Renumber: subsequent sections

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Conference Committee

on HB 750

Report No. 1, April 14, 1983

Mr. President and Speaker of the House:

We, your conference committee on Senate amendments to HB 750, met April 14, 1983, and considered the amendments of the following committees:

Senate Committee on Taxation (3/23/83)

We recommend that:

The House accede to Senate Standing Committee amendments 2 through 6.

The Senate recede from Senate Standing Committee amendments 1 and 7.

The reference copy of HB 750 be amended to read as specified in the clerical instructions.

The conference committee report on HB 750 be adopted.

Clerical Instructions:

1. Senate Taxation Committee amendments.

Strike: amendments 1 and 7

For the House:

Dozier, Chairman
Vinger
Williams

For the Senate:

Goodover, Chairman
Eck
Elliott

MESSAGES FROM THE GOVERNOR

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 14, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 418 "AN ACT TRANSFERRING THE END-STATE RENAL DISEASE PROGRAM TO THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES; REPEALING ADMINISTRATIVE RULES OF THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES IMPLEMENTING THE CHRONIC OR END-STAGE RENAL DISEASE TREATMENT PROGRAM; CLARIFYING EXISTING RULEMAKING AUTHORITY FOR THOSE RULES; AND ADOPTING NEW RULES GOVERNING THE END-STAGE RENAL DISEASE PROGRAM UNTIL SUCH TIME AS RULES ARE ADOPTED BY THE DEPARTMENT; AMENDING SECTION 53-6-202, MCA; PROVIDING A TERMINATION DATE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendment for the following reasons.

As passed, Section 3 of Senate Bill No. 418 requires the Department of Health and Environmental Sciences to determine financial need according to the economic need test set forth in "subchapter 4" of the rules of the Department of Social and Rehabilitation Services. SRS, however, has more than one subchapter 4 in its rules.

The amendment I am proposing clarifies which "subchapter 4" the Department of Health and Environmental Sciences is to follow in determining financial need.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to SB 418

1. Page 4, lines 22 and 23.

Following: line 21

Strike: line 22 through "rules" on line 23

Insert: "ARM 46.6.405 through 46.6.411"

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 14, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 426, "AN ACT TO REQUIRE STATE AND LOCAL GOVERNMENT AGENCIES TO COMPLY WITH CONDITIONS AND LIMITATIONS CONTAINED IN APPROPRIATION BILLS; AND PROVIDING AN EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

As passed, Section 1 of Senate Bill No. 426 effectively authorizes an appropriation act to supersede any Montana law. The net effect of this bill is to create a "super-statute" that not only establishes appropriation levels but also amends substantive law. Article V, Section 11(4) of the Montana Constitution requires that a general appropriation bill contain only appropriations; the amendments I am proposing bring Senate Bill No. 426 into compliance with this constitutional provision.

By replacing the word "bill" with "act" throughout Senate Bill No. 426, it will be clear that a state or local agency must comply with a law rather than a legislative proposal. Second, the language "Notwithstanding any other conflicting condition or limitation" (page 1, line 21 of the Reference Bill), implies that the appropriation act supersedes other conflicting statutory conditions or limitations. The amendment I am proposing removes this implication. The other amendments make it clear that the "conditions" and "limitations" referred to are those contained in an appropriation act.

Finally, the last amendment makes it clear that a condition or limitation contained in an appropriation act only governs the administration and expenditure of the appropriation and in no way can be construed to amend any other statute.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 426

1. Title, line 6.
Following: "APPROPRIATION"
Strike: "BILLS"
Insert: "ACTS"
2. Page 1, line 21.
Following: "appropriation"
Strike: "bills"
Insert: "acts"
3. Page 1, line 21.
Following: "bills."
Strike: "Notwithstanding any other conflicting"
Insert: "A"

4. Page 1, line 22.

Following: "limitation,"

Insert: "contained in"

5. Page 1, line 23.

Following: "appropriation"

Strike: "bill enacted by the legislature"

Insert: "act"

6. Page 2, line 1.

Following: "the"

Strike: "bill"

Insert: "act"

7. Page 2, line 2.

Following: "subsequent"

Strike: "legislative enactment"

Insert: "appropriation act"

8. Page 2, line 3.

Following: line 2

Insert: "In no event does a condition or limitation contained in an appropriation act amend any other statute."

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Quilici moved that HB 926 be passed to the bottom of the second reading board this day. Motion carried.

Representative Addy moved that the conference committee on SB 170 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Darko
Ramirez

Representative Waldron moved that the conference committee on House amendments to SB 235 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Waldron, Chairman
Donaldson
Roush

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bills were introduced, read first time, and referred to committees:

HJR 43, introduced by J. Jensen, Vincent, Sands, Bengtson, Addy, Hemstad, Peck, Donaldson, Saunders, Hannah, Kennerly, Kitselman,

Fagg, Eudaily, Lory, Wallin, Iverson, Miller, J. Hammond, Holliday, Brand, Zabrocki, Mazurek, Lybeck, Abrams, Harper, Nordtvedt, Darko, Neuman, Nisbet, Ream, B. Brown, Manuel. Referred to Committee on Education and Cultural Resources.

HJR 44, introduced by Ramirez, Marks, Bardanouve, J. Hammond, Mueller, Bliss, Phillips, Pistoria, Holliday, Eudaily, Donaldson, Koehnke, Brand. Referred to Committee on State Administration.

HJR 45, introduced by Connelly, J. Brown, Lory, Bengtson, Donaldson, Darko, Manuel, Harp, Stobie, B. Brown, McCallum, Lybeck, Koehnke, Ryan, Kemmis, Marks. Referred to Committee on Education and Cultural Resources.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Driscoll in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Brand and Winslow excused at this time.

HB 928 - That HB 928 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Yardley, Zabrocki.
Total 81

Noes: Hannah, Sales.
Total 2

Excused: Bergene, Brand, Ellerd, Kadas, Manuel, Nordtvedt, Ryan, Shontz, Solberg, Thoft, Wallin, Winslow.
Total 12

Absent or not voting: Bardanouve, Harrington, Jones, McCormick, Pistoria.
Total 5

Representatives J. Brown and Roush excused at this time.

Representative Shontz present at this time.

HR 3 - That HR 3, second reading copy, be amended as follows:

1. Title, line 8.

Following: "PENSIONS"

Insert: "AND A HOUSE STANDING COMMITTEE ON BUSINESS AND LABOR"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bertelsen, Bliss, D. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand,

Hanson, Harp, Harrington, Hart, Howe, J. Jensen, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Yardley, Zabrocki.
Total 56

Noes: Bachini, Bengtson, Compton, Devlin, Dozier, Driscoll, Ellison, Ernst, Hannah, Hansen, Harper, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Pistoria, Sales, Schultz, Seifert, Stobie, Swift, Switzer, Underdal, Vinger, Waldron, Williams.
Total 29

Excused: Bergene, Brand, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Solberg, Thoft, Wallin, Winslow.
Total 13

Absent or not voting: Bardanouve, Smith.
Total 2

Representatives Brand and Winslow present at this time.

That HR 3, as amended, be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bertelsen, D. Brown, Connelly, Curtiss, Daily, Darko, Fabrega, Fagg, Farris, Hammond, Hand, Harrington, Hart, Holliday, Howe, J. Jensen, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Vinger, Winslow, Yardley, Zabrocki.
Total 49

Noes: Abrams, Bardanouve, Bengtson, Bliss, Brand, Compton, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, Mueller, Phillips, Pistoria, Sales, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Underdal, Waldron, Williams.
Total 40

Excused: Bergene, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Solberg, Thoft, Wallin.
Total 11

Absent or not voting: None.
Total 0

Representative Neuman excused at this time.

SJR 22 - That SJR 22, third reading copy, be amended as follows:

1. House Highways and Transportation Committee amendments, dated 4/14/83.

Strike: all amendments in their entirety

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Brand, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman,

Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: D. Brown, Fagg, Iverson.

Total 3

Excused: Bergene, J. Brown, Ellerd, Kadas, Manuel, Neuman, Nordtvedt, Roush, Ryan, Solberg, Thoft, Wallin.

Total 12

Absent or not voting: Bliss, Donaldson, Dozier, Farris, Metcalf, Waldron.

Total 6

Representatives Brand and Shontz excused at this time.

Representatives Neuman and Thoft present at this time.

That SJR 22, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardonouve, Bengtson, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bergene, Brand, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Shontz, Solberg, Wallin.

Total 12

Absent or not voting: Asay, Devlin, Donaldson, Hanson, R. Jensen, Stobie.

Total 6

Representative Winslow excused at this time.

HB 58 - That Senate amendments to HB 58 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardonouve, Bengtson, Bertelsen, Bliss, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth,

Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Williams, Yardley, Zabrocki.

Total 82

Noes: None.

Total 0

Excused: Bergene, Brand, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Shontz, Solberg, Wallin, Winslow.

Total 13

Absent or not voting: Fagg, McBride, Marks, Stobie, Waldron.

Total 5

Representative Brand and Winslow present at this time.

HB 429 - That Senate amendments to HB 429 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley.

Total 78

Noes: D. Brown, Driscoll, Pavlovich, Stobie, Zabrocki.

Total 5

Excused: Bergene, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Shontz, Solberg, Wallin.

Total 11

Absent or not voting: Dozier, Farris, Harrington, Jones, Vinger, Waldron.

Total 6

HB 870 - That Senate amendments to HB 870 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 85

Noes: None.

Total 0

Excused: Bergene, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Shontz, Solberg, Wallin.

Total 11

Absent or not voting: Compton, Quilici, Vinger, Waldron.

Total 4

Representative Shontz present at this time.

Representative Bengtson excused at this time.

HB 545 - That the free conference committee report on HB 545 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bertelsen, Bliss, Brand, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: D. Brown, Peck.

Total 2

Excused: Bengtson, Bergene, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Solberg, Wallin.

Total 11

Absent or not voting: Howe, Vinger, Waldron.

Total 3

Representative Bengtson present at this time.

Representative Shontz excused at this time.

HB 798 - That the free conference committee report on HB 798 be adopted. Motion carried as follows:

Ayes: Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Saunders, Schultz, Schye, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Abrams, Asay, Bachini, Bliss, Compton, Curtiss, Devlin, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Mueller, Peck, Sales, Sands, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin.

Total 34

Paired: Bergene, J. Brown, Hart, Kadas, Metcalf, Ryan, Ayes; Ellison, Fagg, Hannah, Solberg, Swift, Wallin, Noes.

Excused: Ellerd, Manuel, Nordtvedt, Roush, Shontz.

Total 5

Absent or not voting: Howe.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Driscoll moved that the committee of the whole report be deemed read. Motion carried. Chairman Driscoll moved the adoption of the committee report. Representative Bardanoue made a substitute motion that HR 3 be segregated from the committee report and that, as amended, report be adopted. Representative J. Jensen moved the previous question. Motion carried.

That the committee of the whole report, as amended, be adopted. Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bardanoue, Bengtson, Bertelsen, Bliss, Brand, Compton, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hand, Hannah, Hansen, Harp, Harper, Hart, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lory, McBride, Marks, Menahan, Miller, Mueller, Neuman, O'Connell, Phillips, Sales, Sands, Schultz, Seifert, Smith, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Williams, Winslow, Zabrocki.
Total 56

Noes: Addy, D. Brown, Connelly, Curtiss, Daily, Darko, Farris, Hammond, Hanson, Harrington, Holliday, J. Jensen, Keenan, Kennerly, Lybeck, McCormick, Metcalf, Nilson, Nisbet, Pavlovich, Peck, Quilici, Ramirez, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Yardley, Mr. Speaker.
Total 31

Excused: Bergene, J. Brown, Ellerd, Kadas, Manuel, Nordtvedt, Roush, Ryan, Shontz, Solberg, Wallin.
Total 11

Absent or not voting: Fagg, Pistoria.
Total 2

MOTIONS

Representative Vincent moved that the House recess at 12:20 p.m. Motion carried.

House reconvened at 3:30 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/15/83
Examined by the sponsor (Shontz) and found to be correct: HB 682.
Signed by the Speaker at 10:31 a.m., 4/15/83: HB 511, HB 629, HB 682, HJR 35, SB 106, SB 141, SB 167, SB 190, SB 217, SB 232, SB 298, SB 443, SB 446.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 299
Report No. 1, April 15, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 299, met April 15, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/15/83)

We recommend that:

The Senate recede from the Senate Committee of the Whole amendment.

HB 299 be further amended as indicated in clerical instruction 2.

The free conference committee report on HB 299 be adopted.

Clerical Instructions:

1. Page 5, line 24.

Following: “ ”

Strike: line 24 through “313,” on line 25

2. Page 6, line 3.

Following: “care”

Insert: “, or juvenile and adult correctional facilities operating under the authority of the department of institutions”

For the House:

J. Brown, Chairman
Marks
Metcalf

For the Senate:

Hager, Chairman
Christiaens
Himsl

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 15, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 279, 290, 419, 424, 449, 465, 493, 572, 591, 628, 702, 705, 794, and 812.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill not concurred in and returned to the House: 4/14/83

HB 156, introduced by Pavlovich, D. Brown, Daily, et al.

House bill indefinitely postponed and returned to the House: 4/14/83

HB 613, introduced by Lory, Donaldson

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading, under the rules of the previous sitting. Motion carried. Representative Driscoll in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Asay and Brand excused at this time.

Representatives Bergene, J. Brown, Ellerd, Manuel, and Solberg present at this time.

HB 880 - That the free conference committee report on HB 880 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Darko, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: Curtiss, Hannah, Sales.

Total 3

Excused: Asay, Brand, Kadas, Nordtvedt, Roush, Ryan, Shontz, Wallin.

Total 8

Absent or not voting: Bardanouve, D. Brown, Daily, Donaldson, Dozier, Howe, McBride, Pavlovich, Stobie.

Total 9

Representatives Brand and Shontz present at this time.

Representative Winslow excused at this time.

HB 606 - Representative Koehnke moved that the conference committee report on Senate amendments to HB 606 be rejected. Representative R. Jensen made a substitute motion that the conference committee report on Senate amendments to HB 606 be adopted. The substitute motion failed as follows:

Ayes: Curtiss, Fagg, Hammond, Hannah, Hemstad, Iverson, R. Jensen, Jones, Kemmis, Manuel, Phillips, Ream, Schye, Seifert, Smith, Vinger.

Total 16

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Jacobsen, J. Jensen, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Sales, Sands, Saunders, Schultz, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 75

Excused: Asay, Kadas, Nordtvedt, Roush, Ryan, Wallin, Winslow.

Total 7

Absent or not voting: Howe, Stobie.

Total 2

Representative Shontz excused at this time.

Representative Winslow present at this time.

That the conference committee report on Senate amendments to HB 606 be rejected. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Asay, Kadas, Nordtvedt, Roush, Ryan, Shontz, Wallin.

Total 7

Absent or not voting: Howe, Stobie.

Total 2

Representative Wallin present at this time.

SB 428 - That the conference committee report on House amendments to SB 428 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: D. Brown, Sales, Spaeth.

Total 3

Excused: Asay, Kadas, Nordtvedt, Roush, Ryan, Shontz.

Total 6

Absent or not voting: Bardanouve, Connelly, Dozier, Fagg, Seifert, Stobie, Waldron.

Total 7

Representatives Asay and Shontz present at this time.

Representatives Bengtson and Winslow excused at this time.

HB 926 - That HB 926, introduced bill, be amended. Amendment failed as follows:

Ayes: Brand, Curtiss, Daily, Devlin, Ellerd, Hannah, Hemstad, Jacobsen, J. Jensen, Lory, McCormick, Manuel, Menahan, Neuman, Ramirez, Seifert, Solberg, Spaeth, Swift, Switzer, Thoft, Vinger, Waldron, Wallin.

Total 24

Noes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Connelly, Darko, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Stobie, Underdal, Veleber, Vincent, Williams, Yardley, Zabrocki.

Total 66

Excused: Bengtson, Kadas, Nordtvedt, Roush, Ryan, Winslow.

Total 6

Absent or not voting: Bardanouve, Compton, Dozier, Fagg.

Total 4

Representative Bengtson present at this time.

That HB 926, introduced bill, be amended as follows:

1. Title, line 5.

Following: "COMMITTEE"

Strike: remainder of line 5 through "COMMITTEE" on line 6

2. Page 2, line 22.

Strike: section 4 in its entirety

Renumber: subsequent section

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: Kadas, Nordtvedt, Roush, Ryan, Winslow.

Total 5

Absent or not voting: Dozier, Fagg, Hemstad, Miller.

Total 4

Representative Ellerd excused at this time.

Representative Winslow present at this time.

That HB 926, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll,

Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Pistoria, Ramirez, Sales, Sands, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 63

Noes: Bachini, Bertelsen, D. Brown, Darko, Farris, Hansen, Harper, Hart, Iverson, J. Jensen, Keenan, Kemmis, Kennerly, McBride, Metcalf, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Saunders, Seifert, Stobie, Veleber, Vincent, Williams, Yardley.

Total 30

Paired: Ellerd, Aye; Seifert, No.

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: Connelly, Hemstad, Keyser.

Total 3

Representative Ellerd present at this time.

Representatives Neuman and Shontz excused at this time.

HR 3 - That HR 3, second reading copy, be amended as follows:

1. Page 1, line 8.

Following: "PENSIONS"

Insert: "AND A HOUSE STANDING COMMITTEE ON BUSINESS AND LABOR"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harrington, Hart, J. Jensen, R. Jensen, Keenan, Kemmis, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Smith, Thoft, Veleber, Vincent, Vinger, Winslow, Yardley.

Total 56

Noes: Bachini, J. Brown, Compton, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Hannah, Hansen, Hanson, Harper, Holliday, Howe, Iverson, Jacobsen, Jones, Kennerly, Keyser, Kitselman, Lory, Mueller, Phillips, Pistoria, Sales, Schultz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Waldron, Wallin, Williams, Zabrocki.

Total 37

Excused: Kadas, Neuman, Nordtvedt, Roush, Ryan, Shontz.

Total 6

Absent or not voting: Hemstad.

Total 1

Representatives Neuman and Shontz present at this time.

That HR 3, second reading copy, be further amended as follows:

1. Title, line 8.

Following: "SERVICES"

Strike: " , "

Insert: "AND"

Strike: "2 AND PENSIONS"

2. Page 2, line 3.

Following: "Services"

Strike: " "

Insert: "and"

Strike: "2 AND PENSIONS"

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 87

Noes: D. Brown, Farris, Hammond, J. Jensen, Kennerly, McCormick, Pavlovich.

Total 7

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: Menahan, Yardley.

Total 2

That HR 3, as amended, be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Daily, Darko, Donaldson, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harrington, Hart, Hemstad, Holliday, R. Jensen, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Winslow, Zabrocki.

Total 57

Noes: Bengtson, Brand, D. Brown, Connelly, Dozier, Driscoll, Ellerd, Ellison, Ernst, Hannah, Hansen, Hanson, Harper, Howe, Iverson, Jacobsen, Jones, Keyser, Kitselman, Koehnke, Pavlovich, Phillips, Pistoria, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Waldron, Wallin, Williams.

Total 35

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: Devlin, J. Jensen, Menahan, Yardley.

Total 4

Representatives Neuman and Thoft excused at this time.

HB 750 - That the conference committee report on Senate amendments to HB 750 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: None.

Total 0

Excused: Kadas, Neuman, Nordtvedt, Roush, Ryan, Thoft.

Total 6

Absent or not voting: Bardanouve, Devlin, Hand, Hemstad, J. Jensen, Menahan, Phillips.

Total 7

Representatives Neuman and Thoft present at this time.

Representative Manuel excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Driscoll moved the adoption of the committee report. Report adopted. (87-4)

REPORTS OF STANDING COMMITTEES

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman):

4/15/83

Recommend that at the close of business April 16, 1983, the following employment be terminated:

Robin Hargrove	Page
Sharon Lodge	Page
Doug Fraley	Page
Charlene Lewis	Page
Dale Anderson	Page
Sandi Ramirez	Page
Shelia Kolar	Page
Cheryl Edwards	Page

Recommend that at the close of business April 15, 1983, the following employment be terminated:

David Keck	Page
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EDUCATION AND CULTURAL RESOURCES (Daily, Chairman):

4/15/83

HJR 43, do pass. Report adopted.

HJR 45, introduced bill, be amended as follows:

1. Title, lines 6 and 7.

Following: "COLLEGES"

Strike: line 6 through "CENTERS" on line 7

2. Page 1, lines 10 and 11.

Following: "colleges"

Strike: line 10 through "centers" on line 11

3. Page 1, lines 19 through 21.

Strike: lines 19 through 21 in their entirety

4. Page 1, line 25.

Strike: "and postsecondary vocational-technical centers"

5. Page 2, lines 3 and 4.

Following: "colleges"

Strike: line 3 through "centers" on line 4

6. Page 2, line 13.

Strike: "and postsecondary vocational-technical centers"

7. Page 2, lines 17 through 19.

Following: "governance"

Strike: "of each"

Following: "of the"

Strike: line 17 through "structure" on line 19

Insert: "community colleges"

8. Page 2, line 20.

Strike: "structures of the two systems"

Insert: "structure of community colleges"

9. Page 2, line 25 through line 1, page 3.

Following: "each"

Strike: line 25 through "systems" on line 1, page 3

Insert: "community college"

10. Page 3, line 5.

Strike: "and postsecondary vocational-technical centers"

And, as amended, do pass. Report adopted.

HUMAN SERVICES (Hart, Chairman):

4/15/83

HJR 42, introduced bill, be amended as follows:

1. Page 2, lines 5 and 6.

Strike: "a complete implementation plan, along with"

2. Page 2, line 6.

Following: "recommendation"

Strike: ",",

And, as amended, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

SELECT COMMITTEE ON ECONOMIC DEVELOPMENT (Vincent,
Chairman):

4/15/83

HJR 4, do not pass.

Conference Committee

on HB 225

Report No. 1, April 15, 1983

Mr. President and Speaker of the House:

We, your conference committee on Senate amendments to HB 225, met April 15, 1983, and considered the amendments of the following committees:

Senate Committee on Labor and Employment Relations (3/3/83)

We recommend that:

The Senate recede from the Senate Standing Committee amendment.

HB 225 be further amended as indicated in clerical instructions 1 and 2.

The conference committee report on HB 225 be adopted.

Clerical Instructions:

1. Page 1, line 12.

Following: "~~(1)~~"

Insert: "(1)"

2. Page 2.

Following: line 10

Insert: "(2) A person is not eligible to be a state coal mine inspector unless he is a citizen of the United States, a resident of this state, and has been actually employed in coal mining 5 years before his appointment.

(3) A state coal mine inspector may not act as agent for a corporation, superintendent, or manager of a mine and shall in no manner be in the employ of mining companies, nor shall be interested in any way in coal mining operations, either as owner, lessee, or otherwise."

For the House:

Dozier, Chairman
Asay
McCormick

For the Senate:

Aklestad, Chairman
Keating
Lynch

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 15, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 356, 357, 358, 362, 370, 434, 503, 548, 576, 582, 627, 673, 714, and 730.

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 606. Motion carried.

The Speaker appointed the following representatives:

Koehnke, Chairman
Hammond

R. Jensen

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Shontz excused at this time.

Representative Manuel present at this time.

HJR 40 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Bardanouve, Brand, Daily.

Total 3

Excused: Kadas, Nordtvedt, Roush, Ryan, Shontz.

Total 5

Absent or not voting: Hansen, J. Jensen.

Total 2

Representative Brand excused at this time.

Representative Shontz present at this time.

HJR 41 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Bliss, Iverson, Keyser, Marks, Sales, Switzer.

Total 6

Excused: Brand, Kadas, Nordtvedt, Roush, Ryan.

Total 5

Absent or not voting: None.

Total 0

Representative Brand present at this time.

SB 414 concurred in as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Addy, Keenan, Koehnke, McBride.

Total 4

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

SJR 14 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 85

Noes: Brand, Curtiss, Devlin, Jacobsen, Keyser, Koehnke, Lybeck, Swift, Underdal, Vinger, Zabrocki.

Total 11

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

SJR 23 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz,

Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: D. Brown, Ellerd.

Total 2

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

Representative Bergene excused at this time.

HB 16, Senate amendments, concurred in as follows:

Ayes: Addy, Bachini, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Lory, McBride, Marks, Menahan, Metcalf, Miller, Mueller, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Schye, Shontz, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 55

Noes: Abrams, Asay, Bardanouve, Bengtson, Bliss, Compton, Curtiss, Devlin, Ellison, Ernst, Hannah, Hanson, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Lybeck, McCormick, Manuel, Neuman, Nilson, Pistoria, Ream, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Wallin, Yardley, Mr. Speaker.

Total 42

Paired: Bergene, Kadas, Ayes; Seifert, Wallin, Noes.

Excused: Nordtvedt, Roush, Ryan.

Total 3

Absent or not voting: None.

Total 0

Representative Bergene present at this time.

HB 846, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: D. Brown.

Total 1

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

HJR 5, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: D. Brown, Koehnke.

Total 2

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: Hemstad, Williams.

Total 2

HJR 19, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Daily, Hannah, Pavlovich, Quilici, Sales.

Total 5

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

Representative Brand excused at this time.

SB 48, conference committee report on House amendments, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 90

Noes: Asay, D. Brown, Phillips, Solberg, Swift.

Total 5

Excused: Brand, Kadas, Nordtvedt, Roush, Ryan.

Total 5

Absent or not voting: None.

Total 0

Representative Brand present at this time.

HB 191, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

SB 456, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie,

Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

HB 58, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Iverson.

Total 1

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

HB 429, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 91

Noes: D. Brown, Jacobsen, Stobie, Wallin, Zabrocki.

Total 5

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

HB 870, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

HB 545, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: D. Brown, Solberg.

Total 2

Excused: Kadas, Nordtvedt, Roush, Ryan.

Total 4

Absent or not voting: None.

Total 0

Representative Bergene excused at this time.

HB 798, free conference committee report, adopted as follows:

Ayes: Addy, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Saunders, Schultz, Schye, Shontz, Smith, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 62

Noes: Abrams, Asay, Bachini, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Iverson, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, Mueller, Peck, Sales, Sands, Seifert, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Zabrocki.
Total 34

Paired: Bergene, Aye; Hannah, No.
Excused: Kadas, Nordtvedt, Roush, Ryan.
Total 4

Absent or not voting: None.
Total 0

Representative Bergene present at this time.

HB 880, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 93

Noes: Hannah, Sales.
Total 2

Excused: Kadas, Nordtvedt, Roush, Ryan.
Total 4

Absent or not voting: Marks.
Total 1

SB 428, conference committee report on House amendments, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 92

Noes: Asay, D. Brown, Stobie, Switzer.
Total 4

Excused: Kadas, Nordtvedt, Roush, Ryan.
Total 4

Absent or not voting: None.

Total 0

Representative Thoft excused at this time.

HB 750, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Kadas, Nordtvedt, Roush, Ryan, Thoft.

Total 5

Absent or not voting: None.

Total 0

MOTIONS

Representative Fagg moved that his vote on Senate amendments to HB 16, third reading this day, be recorded as yes. Motion carried.

Representative Vincent moved that the House adjourn until 10:00 a.m., April 16, 1983.

Motion carried.

House adjourned at 5:00 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-SIXTH LEGISLATIVE DAY

Helena, Montana
April 16, 1983

House Chambers
State Capitol

House convened at 10:00 a.m., Mr. Speaker in the Chair. Invocation by Representative Williams. Pledge of Allegiance to the Flag.

Roll call. All members present except Asay, Roush, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighty-third legislative day, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

The Speaker announced that all members interested in serving on interim committees, especially Capitol Building and Planning, Coal Tax Oversight, and Energy Policy, should notify Speaker Kemmis' secretary and Representative Marks as soon as possible.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/16/83
Correctly printed: HB 833, HJR 42, HJR 43, HJR 45.
Considered correctly engrossed: HB 928.
Correctly engrossed: HB 926, HR 3.

NATURAL RESOURCES (Harper, Chairman): 4/15/83
HB 927, introduced bill, be amended as follows:

1. Page 4, line 3.
Strike: "or"
Insert: "and"
2. Page 5, line 4.
Following: "activities"
Insert: "applying for a loan"
3. Page 5, lines 11 through 19.
Strike: subsection (9) in its entirety
4. Page 5, line 25.
Following: "for"
Insert: "evaluating applications and"
5. Page 6, line 1.
Strike: "to private persons"
6. Page 6, lines 2 through 4.
Strike: subsection (3) in its entirety
Renumber: subsequent subsections

And, as amended, do pass. Report adopted.

Committee attached the following statement of intent:

Statement of Intent
HB 927

It is the intent of the Legislature that the Department of Natural Resources and Conservation adopt rules that provide for the evaluation of

proposals under Section 85-1-610, MCA, wherein the preferences provided for may be given appropriate weight for the purpose of ensuring a fair and reasonable selection of projects for funding. The Legislature further intends that the Department adopt a rule establishing time frames for the timely submission of applications in order that a careful evaluation of all eligible proposals may occur prior to each Legislative session.

REPORTS OF SELECT COMMITTEES

Conference Committee
on HB 281

Report No. 1, April 14, 1983

Mr. President and Speaker of the House:

We, your conference committee on Senate amendments to HB 281, met April 14, 1983, and considered the amendments of the following committees:

Senate Committee on Labor and Employment Relations (3/24/83)

We recommend that:

The House accede to Senate amendments 1 through 6 and 8 through 10.

The Senate recede from Senate amendments 7 and 11.

HB 281 be further amended as indicated in clerical instructions 1 and 2.

The conference committee report on HB 281 be adopted.

Clerical Instructions:

1. Page 7, line 9.

Strike: "COLLECTIVE" through "NEGOTIATED" on line 10

Insert: "bargaining unit is recognized"

2. Page 9, line 25.

Strike: "COLLECTIVE" through "NEGOTIATED"

Insert: "bargaining unit is recognized"

For the House:

Dozier, Chairman
Keenan
Smith

For the Senate:

Aklestad, Chairman
Fuller
Keating

Free Conference Committee
on SB 186

Report No. 1, April 15, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 186, met April 15, 1983, and considered the amendments of the following committees:

House Committee on Taxation (3/22/83)

House Committee of the Whole (3/24/83)

We recommend that:

The Senate accede to House Standing Committee amendment 1.

The Senate accede to House Committee of the Whole amendments 1 through 4.

The House recede from House Standing Committee amendment 2.
SB 186 be further amended as indicated in the clerical instructions.
The free conference committee report on SB 186 be adopted.

Clerical Instructions:

1. Title, line 8.

Following: "TO"

Insert: "GOVERNING BODIES OF"

Following: "RECOGNIZED"

Insert: "INDIAN"

Following: "TRIBES"

Strike: "AND UNITS OF TRIBAL GOVERNMENT"

2. Page 2, line 2.

Following: "units"

Strike: "and"

Insert: ", "

Following: "agencies"

Insert: ", and governing bodies of federally recognized Indian tribes"

3. Page 2, line 3.

Following: "units"

Insert: "and federally recognized Indian tribes"

4. Page 4, line 1.

Following: "county,"

Strike: "or"

Following: "district"

Insert: ", "

5. Page 4, line 2.

Following: line 1

Strike: "or"

Following: "agency"

Insert: ", or the governing body of a federally recognized Indian tribe"

6. Page 4, lines 5 through 7.

Following: "development." on line 5

Strike: remainder of line 5 through "THEREOF." on line 7

7. Page 5, line 5.

Following: "unit"

Insert: "or the governing body of a federally recognized Indian tribe"

8. Page 5, line 8.

Following: "unit"

Insert: "or the governing body of a federally recognized Indian tribe"

9. Page 5, line 11.

Following: line 10

Insert: "NEW SECTION. Section 6. Limitation on loans and grants to Indian tribes. (1) No loan or grant to an Indian tribe under 90-6-205 may be approved by the board unless, with respect to that loan or grant:

(a) the governing body of the tribe has agreed:

(i) to waive its immunity from suit on any issue specifically arising from the transaction of a loan or grant obtained under this part; and

(ii) to the adjudication of any dispute arising out of the loan or grant transaction in the district court of the first judicial district of the state of Montana; and

(b) approval of the transaction has been obtained from the secretary of the United States department of the interior whenever such approval is necessary."

Renumber: subsequent section

10. Page 5, line 12.

Following: line 11

Strike: "Section"

Insert: "Sections"

Following: "5"

Strike: "is"

Insert: "and 6 are"

11. Page 5, line 14.

Following: "to"

Strike: "section"

Insert: "sections"

Following: "5"

Insert: "and 6"

For the House:

Bardanoue, Chairman
Howe
Asay

For the Senate:

Keating, Chairman
McCallum
Graham

MESSAGES FROM THE GOVERNOR

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 15, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 228 "AN ACT PROMOTING CONSISTENCY AND CONTINUITY IN THE ADOPTION AND APPLICATION OF ENVIRONMENTAL RULES AFTER AN APPLICATION FOR AN ENVIRONMENTAL PERMIT HAS BEEN COMPLETED; AMENDING SECTION 90-1-101, MCA", without my signature and recommend the attached amendments for the following reasons.

Section 90-1-101, MCA, declares a general policy of the state to promote economic development. House Bill No. 228 amends that statute by adding a policy that persons who have completed an application for an environmental permit and made financial commitments are entitled to a reasonable expectation that the requirements for obtaining the permit will not be changed. These policies guide state agencies in administering the programs established by the Legislature.

However, the last sentence in section 1(2) of the bill could be read to establish a test for amending rules after a permit application. Such a test

would be inappropriate for a general policy section, which cannot amend express statutory requirements.

The amendment I am proposing would clarify that this policy statute does not amend express requirements of permitting statutes.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 228

1. Page 2, line 21 through page 3, line 2.

Following: "THEREFORE," on line 21, page 2

Strike: remainder of line 21 through line 2, page 3

Insert: "when a person makes a financial commitment after having completed an application for an environmental permit, it is the policy of the state not to change the requirements for such permit to the detriment of the applicant or permittee without having first taken into account and given consideration to previous expenditures made by the applicant or permittee."

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 15, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 721, "AN ACT TO CREATE A MONTANA HEALTH FACILITY AUTHORITY WITH POWER TO LEND MONEY TO HEALTH INSTITUTIONS TO CONSTRUCT OR RENOVATE HEALTH FACILITIES; AND EMPOWERING THE AUTHORITY TO ISSUE BONDS TO FINANCE ITS PROJECTS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

As passed, Section 16(1)(B) of House Bill No. 721, prevents the financing of any health facility unless the facility has been reviewed and approved by the "appropriate regional and state health planning boards". The quoted language, however, is too narrow since the Certificate of Need law (Title 50, Chapter 5, Part 3, MCA) requires approval of a department as well - specifically, the Department of Health and Environmental Sciences.

The amendment I am proposing clarifies that health planning approval must be obtained from the Department if required by the Certificate of Need law, before the health facility may qualify for financing.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to HB 721

1. Page 19, line 6.

Following: "boards"

Insert: "and has received any approval required by Title 50, chapter 5, part 3"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills not concurred in and returned to the House: 4/15/83

HB 573, introduced by Schye, Roush, Addy, et al.

HB 580, introduced by Darko

House bills concurred in and returned to the House: 4/15/83

HB 153, introduced by Kitselman

HB 187, introduced by Menahan, Keenan, Daily, et al.

HB 285, introduced by Quilici, Lory

HB 317, introduced by Devlin, Donaldson

HB 407, introduced by J. Brown, Eck, Hansen

HB 418, introduced by Yardley, McBride

HB 526, introduced by C. Smith, Jones, Brand, et al.

HB 692, introduced by Bardanouve

HB 785, introduced by D. Brown, Addy, Harper, et al.

HB 901, introduced by Donaldson

HB 922, introduced by Fabrega

HB 923, introduced by Fagg, Metcalf

HB 924, introduced by J. Brown

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/15/83

HB 1, introduced by Vincent, Haffey, Kemmis, et al.

HB 112, introduced by Donaldson

HB 114, introduced by Manuel, Etchart, Boylan, et al.

HB 334, introduced by Roush, Kolstad, Manuel, et al.

HB 400, introduced by Waldron, Bergene, Ramirez, et al.

HB 405, introduced by Holliday, Galt, Stephens, et al.

HB 446, introduced by D. Brown, Fabrega, Iverson, et al.

HB 447, introduced by Bardanouve

HB 510, introduced by Jones, C. Smith, Lory, et al.

- HB 544**, introduced by Peck, Bengtson, Hemstad, et al.
HB 597, introduced by Schye, Etchart
HB 600, introduced by McBride, Harrington, Menahan, et al.
HB 739, introduced by Keenan, Vincent, Harrington, et al.
HB 745, introduced by Schye, Peck, Bachini, et al.
HB 755, introduced by Yardley, Fabrega, Metcalf, et al.
HB 800, introduced by Vincent, Fabrega, Bertelsen, et al.
HB 815, introduced by Fabrega, Metcalf, Pavlovich, et al.
HB 819, introduced by Asay, Stimatz, Jacobsen, et al.
HB 820, introduced by Asay, Goodover, Graham, et al.
HB 841, introduced by Driscoll, Dozier, Williams, et al.
HB 876, introduced by Jacobsen, E. Smith, Etchart, et al.
HB 885, introduced by Jacobsen, Thoft, Bengtson, et al.
HB 890, introduced by Hand
HB 897, introduced by Neuman, Ochsner, E. Smith, et al.
HB 898, introduced by Bardanouve
HB 908, introduced by Harper, Bardanouve, Iverson, et al.
HB 914, introduced by Asay, Spaeth, Williams, et al.
HB 919, introduced by Peck, Neuman

The Senate, on 4/15/83, dissolved the conference committee on SB 170 and appointed a free conference committee to meet with a like committee from the House to confer on SB 170.

The President appointed the following members:

Senator Turnage, Chairman
Senator Crippen
Senator Boylan

The Senate, on 4/15/83, dissolved the conference committee on SB 235 and appointed a free conference committee to meet with a like committee from the House to confer on SB 235.

The President appointed the following members:

Senator Smith, Chairman
Senator McCallum
Senator Haffey

The Senate, on 4/15/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 335.

The President appointed the following members:

Senator Smith, Chairman
Senator Lee
Senator Jacobson

MOTIONS

Representative Williams moved that the members clean their desks prior to the memorial service to be conducted in the House chambers Sunday, April 17. Motion carried.

Representative Harper moved that the conference committee on HB 118 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Donaldson
Shontz

Representative Vincent moved that the House recess at 10:28 a.m. Motion carried.

House resumed at 11:16 a.m.

Representative Vincent moved that the rules be temporarily suspended to allow the House to consider Senate amendments to HB 902. Motion carried.

Representative D. Brown moved that the rules be temporarily suspended to allow the House to accept SB 465. Motion carried.

Representative Shontz moved that the conference committee on HB 776 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Shontz, Chairman
Ramirez
Schye

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Pavlovich in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 833 - That HB 833, second reading copy, be amended as follows:

1. Page 13, line 18.

Following: line 17

Insert: "Fort Owen Renovation 20,000 (BPICA)"

The legislative fiscal analyst's office shall amend totals as necessary.

Amendment passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel,

Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 80

Noes: Bergene, Devlin, Ellison, Hannah, Hanson, Harp, Hemstad, Jones, Mueller, Nordtvedt, Ream, Smith, Solberg, Switzer, Winslow.
Total 15

Excused: Asay, Roush.
Total 2

Absent or not voting: Harper, Kemmis, Shontz.
Total 3

That HB 833, second reading copy, be further amended. Amendment failed as follows:

Ayes: Compton, Curtiss, Ellerd, Ellison, Ernst, Hannah, Hanson, Harp, Hemstad, Iverson, Jones, Kitselman, Mueller, Ryan, Sales, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal.
Total 22

Noes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harper, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.
Total 72

Excused: Asay, Roush.
Total 2

Absent or not voting: Harrington, Keyser, Marks, Winslow.
Total 4

That HB 833, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Shontz, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 82

Noes: Devlin, Driscoll, Ellerd, Ellison, Ernst, Hanson, Jones, Mueller, Ryan, Sales, Schultz, Smith, Solberg, Stobie, Switzer.
Total 15

Excused: Asay, Roush.
Total 2

Absent or not voting: Hannah.

Total 1

HJR 42 - That HJR 42 do pass. Motion failed as follows:

Ayes: Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Menahan, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ream, Saunders, Schye, Veleber, Vincent, Williams, Zabrocki.

Total 45

Noes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Lory, Marks, Metcalf, Mueller, Pavlovich, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 50

Excused: Asay, Roush.

Total 2

Absent or not voting: Manuel, Spaeth, Yardley.

Total 3

That HJR 42 do not pass. Motion carried as follows:

Ayes: Abrams, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hansen, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Lory, Lybeck, Marks, Metcalf, Mueller, Neuman, Nilson, Nordtvedt, Pavlovich, Phillips, Quilici, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Waldron, Wallin, Winslow.

Total 58

Noes: Addy, Bachini, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Harper, Harrington, Hart, Holliday, J. Jensen, Keenan, Kemmis, Kennerly, Koehnke, McBride, McCormick, Menahan, Miller, Nisbet, O'Connell, Peck, Pistoria, Ream, Saunders, Schye, Veleber, Vincent, Williams, Zabrocki.

Total 36

Excused: Asay, Roush.

Total 2

Absent or not voting: Howe, Manuel, Spaeth, Yardley.

Total 4

HJR 43 - That HJR 43 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schultz, Schye,

Seifert, Shontz, Smith, Swift, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Zabrocki.

Total 76

Noes: Daily, Devlin, Dozier, Driscoll, Ellerd, Hanson, Harp, Harrington, R. Jensen, McBride, Mueller, Ryan, Sales, Solberg, Stobie, Switzer, Thoft, Underdal.

Total 18

Excused: Asay, Roush.

Total 2

Absent or not voting: Keyser, Spaeth, Wallin, Yardley.

Total 4

HJR 45 - That HJR 45 do pass. Motion carried as follows:

Ayes: Addy, Bachini, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Holliday, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lory, Lybeck, McBride, Manuel, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Seifert, Smith, Stobie, Veleber, Vincent, Waldron, Winslow, Yardley.

Total 56

Noes: Abrams, Bardanouve, Bliss, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Fagg, Hannah, Hanson, Hart, Hemstad, Howe, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, McCormick, Marks, Menahan, Metcalf, Mueller, Nordvedt, Pavlovich, Phillips, Ryan, Sales, Schultz, Shontz, Solberg, Swift, Switzer, Underdal, Vinger, Wallin, Williams, Zabrocki.

Total 40

Excused: Asay, Roush.

Total 2

Absent or not voting: Spaeth, Thoft.

Total 2

HB 225 - Representative Daily moved that consideration on HB 225 be passed for the day. Motion carried.

Representative J. Jensen excused at this time.

HB 299 - That the free conference committee report on HB 299 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: D. Brown, Solberg, Switzer.

Total 3

Excused: Asay, J. Jensen, Roush.

Total 3

Absent or not voting: Fabrega, Manuel, Nordtvedt.

Total 3

HB 739 - That Senate amendments to HB 739 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Thoft, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 76

Noes: Bliss, Curtiss, Devlin, Harp, Jones, Keyser, Mueller, Nordtvedt, Ramirez, Sales, Seifert, Smith, Swift, Switzer, Underdal, Vinger, Winslow.

Total 17

Excused: Asay, J. Jensen, Roush.

Total 3

Absent or not voting: Ellison, Fabrega, Manuel, Stobie.

Total 4

HB 841 - That Senate amendments to HB 841 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Ramirez, Sales, Solberg, Stobie.

Total 4

Excused: Asay, J. Jensen, Roush.

Total 3

Absent or not voting: None.

Total 0

HB 847 - That Senate amendments to HB 847 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg,

Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: Yardley.

Total 1

Excused: Asay, J. Jensen, Roush.

Total 3

Absent or not voting: D. Brown, Menahan.

Total 2

HB 890 - That Senate amendments to HB 890 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Peck.

Total 1

Excused: Asay, J. Jensen, Roush.

Total 3

Absent or not voting: Harper, Smith.

Total 2

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Pavlovich moved that the committee of the whole report be deemed read. Motion carried. Chairman Pavlovich moved the adoption of the committee report. Report adopted. (90-7)

REPORTS OF STANDING COMMITTEES

STATE ADMINISTRATION (Brand, Chairman):

4/16/83

HJR 44, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 581

Report No. 1, April 16, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 581, met April 16, 1983, and considered the amendments of the following committees:

Senate Committee on Taxation (3/9/83)

We recommend that:

The House accede to Senate Standing Committee amendments.

HB 581 be further amended as indicated in clerical instructions 1 through 3.

The free conference committee report on HB 581 be adopted.

Clerical Instructions:

1. Title, line 7.

Following: "FUND"

Insert: ", TRANSPORTATION, AND RETIREMENT"

Following: "LEVY"

Insert: "AND CLAIMS FOR SCHOOL EQUALIZATION AID"

Following: "AMENDING"

Strike: "SECTION"

Insert: "SECTIONS"

2. Title, line 8.

Following: "20-9-141,"

Insert: "20-9-331, 20-9-333, 20-9-352, 20-9-501, and 20-10-144,"

3. Page 3, line 9.

Following: line 8

Insert: "Section 2. Section 20-9-331, MCA, is amended to read:

"20-9-331. Basic county tax and other revenues for county equalization of the elementary district foundation program. (1) It shall be the duty of the county commissioners of each county to levy an annual basic tax of 25 mills on the dollars of the taxable value of all taxable property within the county for the purposes of local and state foundation program support. The revenue to be collected from this levy shall be apportioned to the support of the foundation programs of the elementary school districts in the county and to the earmarked revenue fund, state equalization aid account, in the following manner:

(a) In order to determine the amount of revenue raised by this levy which is retained by the county, the sum of the estimated revenues identified in subsections (2)(a) through (2)(f) below shall be subtracted from the sum of the county elementary transportation obligation and the total of the foundation programs of all elementary districts of the county.

(b) If the basic levy of 25 mills produces more revenue than is required to finance the difference determined above, the county commissioners shall order the county treasurer to remit the surplus funds to the state treasurer for deposit to the earmarked revenue fund, state equalization aid account, not later than June 1 of the fiscal year for which the levy has been set.

(2) The proceeds realized from the county's portion of the levy prescribed by this section and the revenues from the following sources shall be used for the equalization of the elementary district foundation programs of the county as prescribed in 20-9-334, and a

separate accounting shall be kept of such proceeds and revenues by the county treasurer in accordance with 20-9-212(1):

(a) the portion of the federal forest reserve funds distributed to a county and designated for the common school fund under the provisions of 17-3-213;

(b) the portion of the federal Taylor Grazing Act funds distributed to a county and designated for the common school fund under the provisions of 17-3-222;

(c) the portion of the federal flood control act funds distributed to a county and designated for expenditure for the benefit of the county common schools under the provisions of 17-3-232;

(d) all moneys which are paid into the county treasury as a result of fines for violations of law and the use of which is not otherwise specified by law;

(e) any money remaining at the end of the immediately preceding school fiscal year in the county treasurer's account for the various sources of revenue established or referred to in this section; and

(f) any federal or state moneys, including anticipated motor vehicle fees and reimbursement under the provisions of 61-3-352 and 61-3-536, distributed to the county as payment in lieu of the property taxation established by the county levy required by this section."

Section 3. Section 20-9-333, MCA, is amended to read:

"20-9-333. Basic special levy and other revenues for county equalization of high school district foundation program. (1) It shall be the duty of the county commissioners of each county to levy an annual basic special tax for high schools of 15 mills on the dollar of the taxable value of all taxable property within the county for the purposes of local and state foundation program support. The revenue to be collected from this levy shall be apportioned to the support of the foundation programs of high school districts in the county and to the earmarked revenue fund, state equalization aid account, in the following manner:

(a) In order to determine the amount of revenue raised by this levy which is retained by the county, the estimated revenues identified in subsections (2)(a) and (2)(b) below shall be subtracted from the sum of the county's high school tuition obligation and the total of the foundation programs of all high school districts of the county.

(b) If the basic levy for 15 mills produces more revenue than is required to finance the difference determined above, the county commissioners shall order the county treasurer to remit the surplus to the state treasurer for deposit to the earmarked revenue fund, state equalization aid account, not later than June 1 of the fiscal year for which the levy has been set.

(2) The proceeds realized from the county's portion of the levy prescribed in this section and the revenues from the following sources shall be used for the equalization of the high school district foundation programs of the county as prescribed in 20-9-334, and a separate accounting shall be kept of these proceeds by the county treasurer in accordance with 20-9-212(1):

(a) any money remaining at the end of the immediately preceding school fiscal year in the county treasurer's account for deposit of the proceeds from the levy established in this section; and

(b) any federal or state moneys, including anticipated motor vehicle fees and reimbursement under the provisions of 61-3-352 and 61-3-536, distributed to the county as a payment in lieu of the property taxation established by the county levy required by this section."

Section 4. Section 20-9-352, MCA, is amended to read:

"20-9-352. Permissive amount and permissive levy. (1) Whenever the trustees of any district shall deem it necessary to adopt a general fund budget in excess of the foundation program amount but not in excess of the maximum general fund budget amount for such district as established by the schedules in 20-9-316 through 20-9-321, the trustees shall adopt a resolution stating the reasons and purposes for exceeding the foundation program amount. Such excess above the foundation program amount shall be known as the "permissive amount", and it shall be financed by a levy on the taxable value of all taxable property within the district as prescribed in 20-9-141, supplemented with any biennial appropriation by the legislature for this purpose.

(2) The district levies to be set for the purpose of funding the permissive amount are determined as follows:

(a) For each elementary school district, the county commissioners shall annually set a levy not exceeding 9 mills on all the taxable property in the district for the purpose of funding the permissive amount of the district. The permissive levy in mills shall be obtained by multiplying the ratio of the permissive amount to the maximum permissive amount by 9 or by using the number of mills which would fund the permissive amount, whichever is less. If the amount of revenue raised by this levy, plus anticipated motor vehicle fees and reimbursement under the provisions of 61-3-352 and 61-3-536, is not sufficient to fund the permissive amount in full, the amount of the deficiency shall be paid to the district from the earmarked revenue fund according to the provisions of 20-9-351 and subsection (3) of this section.

(b) For each high school district, the county commissioners shall annually set a levy not exceeding 6 mills on all taxable property in the district for the purpose of funding the permissive amount of the district. The permissive levy in mills shall be obtained by multiplying the ratio of the permissive levy to the maximum permissive amount by 6 or by using the number of mills which would fund the permissive amount, whichever is less. If the amount of revenue raised by this levy, plus anticipated motor vehicle fees and reimbursement under the provisions of 61-3-352 and 61-3-536, is not sufficient to fund the permissive amount in full, the amount of the deficiency shall be paid to the district from the earmarked revenue fund according to the provisions of 20-9-351 and subsection (3) of this section. The superintendent of public instruction shall, if the appropriation by the legislature for the permissive account [program] for the biennium is insufficient, request the budget director to submit a request for a supplemental appropriation in the second year of the biennium.

(3) Such distribution shall be made in two payments. The first payment shall be made at the same time as the first distribution of state equalization aid is made after January 1 of the fiscal year. The second payment shall be made at the same time as the last payment of state equalization aid is made for the fiscal year. If the appropriation is not sufficient to finance the deficiencies of the districts as determined according to subsection (2), each district will receive the same percentage of its deficiency. Surplus revenue in the second year of the biennium may be used to reduce the appropriation required for the next succeeding biennium or may be transferred to the state equalization aid earmarked revenue fund if revenues in that fund are insufficient to meet foundation program requirements."

Section 5. Section 20-9-501, MCA, is amended to read:

"20-9-501. Retirement fund. (1) The trustees of any district employing personnel who are members of the teachers' retirement system or the public employees' retirement system or who are covered by unemployment insurance or who are covered by any federal social security system requiring employer contributions shall establish a retirement fund for the purposes of budgeting and paying the employer's contributions to such systems. The district's contribution for each employee who is a member of the teachers' retirement system shall be calculated in accordance with Title 19, chapter 4, part 6. The district's contribution for each employee who is a member of the public employees' retirement system shall be calculated in accordance with 19-3-801. The district may levy a special tax to pay its contribution to the public employees' retirement system under the conditions prescribed in 19-3-204. The district's contributions for each employee covered by any federal social security system shall be paid in accordance with federal law and regulation. The district's contribution for each employee who is covered by unemployment insurance shall be paid in accordance with Title 39, chapter 51, part 11.

(2) The trustees of any district required to make a contribution to any such system shall include in the retirement fund of the preliminary budget the estimated amount of the employer's contribution and such additional moneys, within legal limitations, as they may wish to provide for the retirement fund cash reserve. After the final retirement fund budget has been adopted, the trustees shall pay the employer contributions to such systems in accordance with the financial administration provisions of this title.

(3) When the final retirement fund budget has been adopted, the county superintendent shall establish the levy requirement by:

(a) determining the sum of the moneys available to reduce the retirement fund levy requirement by adding:

(i) any anticipated moneys that may be realized in the retirement fund during the ensuing school fiscal year, including anticipated motor vehicle fees and reimbursement under the provisions of 61-3-532 and 61-3-536; and

(ii) any cash available for reappropriation as determined by subtracting the amount of the end-of-the-year cash balance earmarked as the retirement fund cash reserve for the ensuing school fiscal year by the trustees from the end-of-the-year cash balance in the retirement fund. The retirement fund cash reserve shall not be more than

35% of the final retirement fund budget for the ensuing school fiscal year and shall be used for the purpose of paying retirement fund warrants issued by the district under the final retirement fund budget.

(b) subtracting the total of the moneys available for reduction of the levy requirement as determined in subsection (3)(a) from the budgeted amount for expenditures in the final retirement fund budget.

(4) The county superintendent shall total the net retirement fund levy requirements separately for all elementary school districts, all high school districts, and all community college districts of the county, including any prorated joint district or special educational cooperative agreement levy requirements, and shall report each such levy requirement to the county commissioners on the second Monday of August as the respective county levy requirements for elementary district, high school district, and community college district retirement funds. The county commissioners shall fix and set such county levy in accordance with 20-9-142.

(5) The net retirement fund levy requirement for a joint elementary district or a joint high school district shall be prorated to each county in which a part of such district is located in the same proportion as the district ANB of the joint district is distributed by pupil residence in each such county. The county superintendents of the counties affected shall jointly determine the net retirement fund levy requirement for each county as provided in 20-9-151.

(6) The net retirement fund levy requirement for districts that are members of special educational cooperative agreements shall be prorated to each county in which such district is located in the same proportion as the budget for the special education cooperative agreement of the district bears to the total budget of the cooperative. The county superintendents of the counties affected shall jointly determine the net retirement fund levy requirement for each county in the same manner as provided in 20-9-151 and fix and levy the net retirement fund levy for each county in the same manner as provided in 20-9-152."

Section 6. Section 20-10-144, MCA, is amended to read:

"20-10-144. Computation of revenues and net tax levy requirements for the transportation fund budget. Before the fourth Monday of July and in accordance with 20-9-123, the county superintendent shall compute the revenue available to finance the transportation fund budget of each district. The county superintendent shall compute the revenue for each district on the following basis:

(1) The "schedule amount" of the preliminary budget expenditures that is derived from the rate schedules in 20-10-141 and 20-10-142 shall be determined by adding the following amounts:

(a) the sum of the maximum reimbursable expenditures for all approved school bus routes maintained by the district (to determine the maximum reimbursable expenditure, multiply the applicable rate per bus mile by the total number of miles to be traveled during the ensuing school fiscal year on each bus route approved by the county transportation committee and maintained by such district); plus

(b) the total of all individual transportation per diem reimbursement rates for such district as determined from the contracts submitted by the district multiplied by the number of pupil-instruction days scheduled for the ensuing school attendance year; plus

(c) any estimated costs for supervised home study or supervised correspondence study for the ensuing school fiscal year; plus

(d) the amount budgeted on the preliminary budget for the contingency amount permitted in 20-10-143, except if such amount exceeds 10% of the total of subsections (1)(a), (1)(b), and (1)(c) or \$100, whichever is larger, the contingency amount on the preliminary budget shall be reduced to such limitation amount and used in this determination of the schedule amount.

(2) The schedule amount determined in subsection (1) or the total preliminary transportation fund budget, whichever is smaller, shall be divided by 3 and the resulting one-third amount shall be used to determine the available state and county revenue to be budgeted on the following basis:

(a) the resulting one-third amount shall be the budgeted state transportation reimbursement, except that the state transportation reimbursement for the transportation of special education pupils under the provisions of 20-7-442 shall be two-thirds of the schedule amount attributed to the transportation of special education pupils;

(b) the resulting one-third amount, except as provided for joint elementary districts in subsection (2)(e), shall be the budgeted county transportation reimbursement for elementary districts and shall be financed by the basic county tax under the provisions of 20-9-334;

(c) the resulting one-third amount multiplied by 2 shall be the budgeted county transportation reimbursement amount for high school districts financed under the provisions of subsection (5) of this section, except as provided for joint high school districts in subsection (2)(e), and except that the county transportation reimbursement for the transportation of special education pupils under the provisions of 20-7-442 shall be one-third of the schedule amount attributed to the transportation of special education pupils;

(d) when the district has a sufficient amount of cash for reappropriation and other sources of district revenue, as determined in subsection (3), to reduce the total district obligation for financing to zero, any remaining amount of such district revenue and cash reappropriated shall be used to reduce the county financing obligation in subsections (2)(b) or (2)(c) and, if such county financing obligations are reduced to zero, to reduce the state financial obligation in subsection (2)(a); and

(e) the county revenue requirement for a joint district, after the application of any district moneys under subsection (2)(d) above, shall be prorated to each county incorporated by the joint district in the same proportion as the ANB of the joint district is distributed by pupil residence in each such county.

(3) The total of the moneys available for the reduction of property tax on the district for the transportation fund shall be determined by totaling:

(a) anticipated federal moneys received under the provisions of Title I of Public Law 81-874 or other anticipated federal moneys received in lieu of such federal act; plus

(b) anticipated payments from other districts for providing school bus transportation services for such district; plus

(c) anticipated payments from a parent or guardian for providing school bus transportation services for his child; plus

(d) anticipated interest to be earned by the investment of transportation fund cash in accordance with the provisions of 20-9-213(4); plus

(e) anticipated motor vehicle fees and reimbursement under the provisions of 61-3-532 and 61-3-536; plus

~~(e)~~(f) any other revenue anticipated by the trustees to be earned during the ensuing school fiscal year which may be used to finance the transportation fund; plus

~~(f)~~(g) any cash available for reappropriation as determined by subtracting the amount of the end-of-the-year cash balance earmarked as the transportation fund cash reserve for the ensuing school fiscal year by the trustees from the end-of-the-year cash balance in the transportation fund. Such cash reserve shall not be more than 20% of the final transportation fund budget for the ensuing school fiscal year and shall be for the purpose of paying transportation fund warrants issued by the district under the final transportation fund budget.

(4) The district levy requirement for each district's transportation fund shall be computed by:

(a) subtracting the schedule amount calculated in subsection (1) from the total preliminary transportation budget amount and, for an elementary district, adding such difference to the district obligation to finance one-third of the schedule amount as determined in subsection (2); and

(b) subtracting the amount of moneys available to reduce the property tax on the district, as determined in subsection (3), from the amount determined in subsection (4)(a) above.

(5) The county levy requirement for the financing of the county transportation reimbursement to high school districts shall be computed by adding all such requirements for all the high school districts of the county, including the county's obligation for reimbursements in joint high school districts.

(6) The transportation fund levy requirements determined in subsection (4) for each district and in subsection (5) for the county shall be reported to the county commissioners on the second Monday of August by the county superintendent as the transportation fund levy requirements for the district and for the county, and such levies shall be made by the county commissioners in accordance with 20-9-142.””

Renumber: subsequent section

For the House:

Yardley, Chairman
Harrington

For the Senate:

Turnage, Chairman
Severson

Nordtvedt

Eck

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 739. Motion carried.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Eudaily excused at this time.

HJR 9 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 83

Noes: Compton, Connelly, Hanson, Harper, Iverson, Jones, Lybeck, Marks, Smith, Solberg, Underdal, Waldron, Zabrocki.

Total 13

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

SB 270 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: D. Brown, Hannah, Koehnke.

Total 3

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

SJR 5 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

HB 928 passed as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Ellerd, Ellison, Hannah, Jones, Koehnke, Lybeck, Sales, Smith, Stobie, Switzer.

Total 10

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

SJR 22 concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders,

Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 95

Noes: Stobie.
Total 1

Excused: Asay, Eudaily, J. Jensen, Roush.
Total 4

Absent or not voting: None.
Total 0

HB 299, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: D. Brown.
Total 1

Excused: Asay, Eudaily, J. Jensen, Roush.
Total 4

Absent or not voting: Hansen.
Total 1

HB 841, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 94

Noes: Ramirez, Sales.
Total 2

Excused: Asay, Eudaily, J. Jensen, Roush.
Total 4

Absent or not voting: None.
Total 0

HB 847, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

HB 890, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Asay, Eudaily, J. Jensen, Roush.

Total 4

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

The Chief Clerk announced that this session's joint memorial service will be held Sunday, April 17, in the House chambers. There will be a reception hosted by the Legislative Wives' Club following the service.

Representative Vincent moved that the House adjourn until 9:00 a.m., April 18, 1983.

Motion carried.

House adjourned at 1:17 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-SEVENTH LEGISLATIVE DAY

Helena, Montana
April 18, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Daily, Fabrega, Harrington, Holliday, J. Jensen, Pavlovich, Sales, Shontz, Yardley, excused. Quorum present.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/18/83

Correctly printed: HB 927, HJR 44.

Considered correctly engrossed: HJR 43, HJR 45.

Correctly engrossed: HB 833.

Delivered to the Secretary of State at 8:50 a.m., 4/18/83: HJR 35, HJR 36.

Delivered to the Governor for his approval at 9:27 a.m., 4/16/83: HB 511, HB 629, HB 682.

Adverse Committee Report

HJR 4 - Representative Vincent moved that the adverse committee report on HJR 4 be adopted. Representative Nordtvedt made a substitute motion that HJR 4 be printed and placed on second reading. The substitute motion carried.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

4/16/83

HB 902, introduced by Bardanouve

Conference committee reports adopted:

4/16/83

Conference committee report on HB 53

Conference committee report on HB 150

Conference committee report on HB 743

Conference committee report on HB 750

Free conference committee report on HB 232

Free conference committee report on HB 319

Free conference committee report on HB 373

Free conference committee report on HB 377

Free conference committee report on HB 428

Free conference committee report on HB 663

Free conference committee report on HB 802

Free conference committee report on HB 825

Free conference committee report on HB 873

Free conference committee report on SB 456

Senate joint resolution passed and transmitted to the House for concurrence: 4/16/83

SJR 26, introduced by Goodover, Turnage, Lynch, et al.

The Senate, on 4/16/83, dissolved the conference committee on HB 118 and appointed a free conference committee to meet with a like committee from the House to confer on HB 118.

The President appointed the following members:

Senator McCallum, Chairman
Senator Hammond
Senator Boylan

The Senate, on 4/16/83, dissolved the conference committee on HB 299 and appointed a free conference committee to meet with a like committee from the House to confer on HB 299.

The President appointed the following members:

Senator Hager, Chairman
Senator Christiaens
Senator Himsl

The Senate, on 4/16/83, dissolved the conference committee on HB 606 and appointed a free conference committee to meet with a like committee from the House to confer on HB 606.

The President appointed the following members:

Senator Lee, Chairman
Senator Etchart
Senator Blaylock

The Senate, on 4/16/83, dissolved the conference committee on HB 749 and appointed a free conference committee to meet with a like committee from the House to confer on HB 749.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Galt
Senator Lynch

MOTIONS

Representatives Harrington, Holliday, J. Jensen, and Yardley present at this time.

Representative Williams moved that the House Legislative Memorials be entered upon the journal and copies thereof sent to the members of the immediate families and to the Montana Historical Society. Motion carried.

SPECIAL ORDERS OF THE DAY

House Memorial Service
Helena, Montana
April 17, 1983

The prelude was played by Ernie Neath, followed by the invocation given by Reverend Harper.

Reverend Lokensgard sang the "Lord's Prayer".

Representative Williams gave the following honorary tribute:

We gather here this afternoon in the atmosphere of a world, a nation and a state, evolving around a complex social system frustrated by the accomplishments of man's own ingenuity — and possibly — yes possibly, a system to be decimated by that same ingenuity — and not at the will of our creator.

And yes! Once upon a time, maybe in the future yet to be, there existed a social system ruled by a giant computer. This computer had been programmed so that it held in readiness all the facts humanity had ever learned. No person could contain such a vast store of knowledge. The people of that society called the computer "The General." They ran everything according to the General's instructions. The General had all the answers.

Until that day when a stranger walked in. He asked one short, simple question. Electronic circuits began to click, lights began to flash, and the General began a rapid examination of all its great store of facts. For several minutes the computer scanned and sorted. And finally, in high voltage frenzy, it simply disintegrated.

The stranger's question was, "Why?"

Facts don't always answer that one. Computers can't cope with it. What is the meaning of the facts? Why bother? Why study? Why work? Why spend our lives trying to make life good for other people?

And the answer is not one that computers would understand either. But people like the ones we honor today would understand it at least partly. The answer is, "Because." Because God gives us this life to live ... because His love requires an answering love from us ... because He made us like this, programmed for a life of loving service. It is our Creator who put within us the need and the desire to make our lives count in public service and community efforts. No other life style fits us.

These persons we honor today shared all the frailties and ignorance to which we human beings are heir, but they were true to God's creative urge within them to lay their lives on the line for service to their fellow human beings. We honor them today for being citizens instead of computers.

The memorials were presented. Following each presentation, Representatives J. Brown and Bergene lit a candle.

IN MEMORIAM - JOHN F. BELL

It is with deep sorrow that the Legislature notes the passing of John F. Bell, former State Legislator.

Mr. Bell was born in Minneapolis, Minnesota on February 27, 1919 and received a B.A. degree from Macalester College in St. Paul. He received a degree in law from the University of Montana. During World War II, Mr. Bell served with the United States Air Force and flew out of England for two and one-half years before being shot down over France. He served in a German Prisoner of War camp for one year. For his service to his country during World War II, he received several commendation medals, including the Bronze Star, Air Medal, and Purple Heart. Mr. Bell's 25-year stint with the United States Air Force included five years in which he served as staff judge advocate at several United States Air Bases. After his retirement from the Air Force, Mr. Bell served as an attorney for the Employment Security Commission in Montana, and maintained a law practice in Helena. He served as a former Chairman of the Republican Central Committee, and remained active in Veteran's Organizations.

Mr. Bell served in the Montana State House of Representatives from 1973 through 1975.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to Mr. Bell's family.

IN MEMORIAM - BEN N. BENSON

It is with deep sorrow that the Legislature notes the passing of Ben N. Benson, former Legislator.

Mr. Benson was born in North Dakota on February 26, 1884 and lived there until moving to Canada, where he homesteaded. For a short period he homesteaded near Medicine Lake, worked for a period of time in Washington State, and settled in Sheridan County, where he lived until the time of his death. Mr. Benson served on the Medicine Lake Town Council and on the School Board.

Mr. Benson was elected to the Montana House of Representatives, where he served from 1927 to 1928.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to family of Ben N. Benson.

IN MEMORIAM - JOHN C. HALL

It is with deep sorrow that the Legislature notes the passing of John C. Hall, former State Legislator.

Mr. Hall was born on November 4, 1930 in Great Falls, Montana. After graduation from Great Falls High School, he received his B.A. in 1952 from the University of Michigan at Ann Arbor, Michigan. He was graduated Phi Beta Kappa, and then received his juris doctor degree in law at Michigan, where he graduated in 1954. Mr. Hall was made a member of the Order of Coif, the equivalent in legal education to Phi Beta Kappa. Following law school, he served in the office of the legal advisor of the U.S. State Department. He then returned to Great Falls, where he joined his father in the practice of law in 1957. In 1958, he was appointed Deputy County Attorney, and became a partner in the firm in which his father was a senior partner in 1963. Mr. Hall was active in community activities, serving as a trustee of the Great Falls Public Library Board, the City Fire Commission, and the City-County Planning Board. He was a leader of a Great Books discussion group, and was elected president of the Great Falls Theater Guild. Additionally, he was involved with the Rotary Club of Great Falls.

Mr. Hall served in the House of Representatives from 1965 through 1973. While in the House, he served as Minority Whip, and later, Minority Leader, in addition to serving on the House Judiciary Committee.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the friends of John C. Hall.

IN MEMORIAM - ORIN P. KENDALL

It is with deep sorrow that the Legislature notes the passing of Orin P. Kendall, former State Legislator.

Mr. Kendall was born April 30, 1904 in Williams, Iowa. In 1905, he and his family moved to Washington, settling in the Hartline and Almireau area. Mr. Kendall attended high school at Almire and in 1923 moved to Palouse, Washington. He attended the Cheney Normal School prior to moving to Montana in 1926. After his move to Montana, Mr. Kendall

taught elementary school at Belknap, Pablo, and later Whitepine, where he taught until 1942. After completing his teaching career, he was elected Sanders County Treasurer, a post he held for four years. In 1946, he was elected Sanders County Superintendent of Schools, a position he held until 1968. Mr. Kendall was also elected to the Thompson Falls City Council and served as Mayor for 12 years from 1961 until 1972. Mr. Kendall was secretary of the Montana State Grange for 26 years, serving as master for four years. He was past president of the Montana County Superintendents Association, and was an agent for the Grange Insurance Association for 19 years. Mr. Kendall was involved with the Masons, and served as past Master of Thompson Falls Masonic Lodge 70 AF & AM for which he served as lodge secretary for many years. He was Past Worthy Patron of Mount Silcox Chapter III Order of Eastern Star.

Mr. Kendall served in the Montana State House of Representatives from 1969 to 1975.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the family of Orin P. Kendall.

IN MEMORIAM - ROBERT C. PREVOST

It is with deep sorrow that the Legislature notes the passing of Robert C. Prevost, former State Legislator.

Mr. Prevost was born on August 12, 1940 in Sidney, Montana, and was raised near Lambert in the Three Buttes Community, where he was educated. He attended Sidney High School, and after graduating, attended Eastern Montana College. Mr. Prevost was a member in the Marine Corps, having served that armed service for three years. After his marriage, he continued to live and work on the farm in the Three Buttes area. Mr. Prevost was a member of the National Farmer's Organization, the 4-H Club, and the Three Buttes School Board.

At age 24, Robert Prevost was elected to the House of Representatives in 1964. He served from 1965 through 1974.

Mr. Prevost was active in church affairs, including Christ In Church.

He was survived by his wife Sheelah and several children.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the family of Robert C. Prevost.

IN MEMORIAM - SCOTT B. STRATTON

It is with deep sorrow that the Legislature notes the passing of Scott B. Stratton, former Great Falls Legislator.

Mr. Stratton was born in Wing, North Dakota. He spent his early boyhood in Augusta, where he attended elementary and high schools. Mr. Stratton graduated from the University of Montana, moving to Great Falls in 1938. Mr. Stratton served with the United States Navy during World War I. He was active in many civic activities including the Great Falls Housing Authority, of which he served as Chairman; the Affairs of Cities Commission, and served as member of the Policy Commission. Mr. Stratton was the director of the Great Falls Baseball Club, the St. Thomas Orphans Home, and the College of Great Falls. He had belonged to the Rotary Club and Sierra Club, as well as the Knights of Columbus. After retiring as Vice-President of First National Bank of Great Falls in 1976, where he served for 26 years, he and his family moved to Sun City, Arizona, where they resided at the time of Mr. Stratton's death.

Scott Stratton was elected to and served in the Montana State House of Representatives from 1967 through 1969.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to Mr. Stratton's widow, Virginia, and their family.

IN MEMORIAM - KERMIT C. SULLIVAN

It is with deep sorrow that the Legislature notes the passing of Kermit C. Sullivan, former State Legislator.

Mr. Sullivan was born in Big Arm on March 19, 1915 and attended schools in Missoula. He received a degree in Army finance at Duke University. Mr. Sullivan entered the Army in 1942, served as Master Sergeant, and received that Army Commendation Ribbon in 1946. Mr. Sullivan and his wife moved to Superior in 1952 and operated the Montana Bar and Sullivan's Store. Mr. Sullivan served on the Hospital Board, and served as Chairman of the Democratic Central Committee.

Mr. Sullivan was elected to the Montana House of Representatives in 1964, and served in the 1965 Session.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to Kermit C. Sullivan's widow and family.

IN MEMORIAM - ARMAND W. TONN ON SEPTEMBER 15, 1982

It is with deep sorrow that the Legislature notes the passing of Armand W. Tonn on September 15, 1982, who served in the Montana State House of Representatives in 1940.

Mr. Tonn was born on August 19, 1907 in Detroit, Michigan, where he attended grade school before moving with his parents, one sister, and two brothers to Montana to settle in the Miles City area. He graduated from Custer County High School and attended the University of Montana.

The Tonn family purchased the SY Ranch in 1930. Mr. Tonn and his two brothers Helder and Marcus enlarged it to be one of the larger ranches in Southeast Montana.

Mr. Tonn was appointed to the Montana Livestock Sanitary Board, was a charter member of the Montana Cattlemen's Association, Past President of Custer County Democratic Central Committee, a life-long member of the Trinity Lutheran Church, and a member of the Gideons International, Miles City Camp.

While serving in the Legislature, he met Hjordice Lee. They were married in 1942. They had four children, three of whom survive and are able to be here with their Mother and other relatives for this Memorial Service.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the family of Armand Tonn.

IN MEMORIAM - JAMES H. VANDERBECK

It is with deep sorrow that the Legislature notes the passing of James H. Vanderbeck, former State Legislator.

Mr. Vanderbeck was born on November 7, 1903 in Virginia City, where he attended schools. He graduated from Whitehall High School, and attended a four-year apprenticeship as a meatcutter. He established the Virginia City Meat Market and Slaughter House after returning to Virginia City, and later owned and operated Rank's Drug Store. During World War II, Mr. Vanderbeck entered the Navy, seeing action aboard ship in

both North Atlantic and South Pacific Theaters. He received the Purple Heart Medal of Commendation after suffering wounds in a Kamikazee attack in the South Pacific. Mr. Vanderbeck was an avid historian, serving as coordinator for various Madison County Museums. He was active for 10 years on the Board of Directors for the Montana Historical Society. In addition, he was on the Board of Directors for the Bank of Sheridan, and served as veterans officer for Madison County. Mr. Vanderbeck was involved in many service organizations, including the Royal Arch Masons Chapter No. 1 of Virginia City, the Virginia City Masonic Lodge AF & AM No. 1, of which he was past master and treasurer. Additional service organizations he served include the Order of the Eastern Star and the Virginia City Elks Lodge No. 390.

Mr. Vanderbeck's involvement in Montana's political arena included service with the Montana House of Representatives for a one-year term in 1939, in addition to serving as Virginia City's mayor.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to Mr. Vanderbeck's widow, Patricia, and their family.

IN MEMORIAM - HUBERT E. WOODARD

It is with deep sorrow that the Legislature notes the passing of Hubert E. Woodard, former State Legislator.

Mr. Woodard was born near Chillicothe, Missouri, and came to Montana in 1917. He graduated from the Western College of Auctioneering and was a bonded auctioneer and real estate broker. Mr. Woodard had been in the cattle business in Yellowstone and Stillwater Counties since 1924, and had also worked in a post office, grocery store, packing house, the oil fields, theater and lumber business. He was a 33rd Degree Mason of Masonic Lodge No. 113 and a member of the Scottish Rite Bodies, Black Horse Patrol of Al Bedoo Shrine, Order of Eastern Star, White Shrine and the Montana Stockgrowers Association.

Mr. Woodward had served five sessions in the Montana Legislature, serving on Agriculture, Highway and Fish and Game Committees.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the family of Hubert E. Woodard.

IN MEMORIAM - WILLIAM H. ZIMMER

It is with deep sorrow that the Legislature notes the passing of William H. Zimmer, former State Legislator.

Mr. Zimmer was born August 31, 1899 at Yankton, South Dakota, and was raised in Minnesota. He moved to Montana in 1909. Mr. Zimmer was employed by the Great Northern Railroad in 1925, and retired in 1967. He was instrumental in the formation of the Olney Volunteer Fire Department, and was active in a variety of fraternal organizations, including the Whitefish Moose, Montana Association of Moose, as well as the Algeria Shrine and Masons.

Mr. Zimmer served in the Montana House of Representatives from 1963 through 1971.

We, the members of the 48th Legislative Assembly, do hereby extend sincere sympathies to the widow and family of William Zimmer.

Representative Seifert sang "How Great Thou Art".

Reverend Lokensgard gave the benediction.

The Legislative Wives' Club held a reception following the ceremony.

Memorial Committee of the House:
Representative Melvin Williams
Representative Helen O'Connell
Representative Ralph Eudaily

MESSAGES FROM THE OTHER HOUSE

Senate bill passed and transmitted to the House for concurrence: 4/18/83

SB 465, introduced by Turnage, Towe

MOTIONS

Representative Vincent moved that the House recess at 9:45 a.m. Motion carried.

House reconvened at 2:05 p.m.

Representatives Harrington, Holliday, Shontz, and Yardley present at this time.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HJR 46, introduced by Harper, Harp, Hart. Referred to Committee on Labor and Employment Relations.

The following Senate bills were introduced, read first time, and referred to committees:

SB 465, introduced by Turnage, Towe. Referred to Committee on Judiciary.

SJR 26, introduced by Goodover, Turnage, Lynch, Gage, Keating, Aklestad, Fuller, Christiaens, Thomas. Referred to Committee on Labor and Employment Relations.

COMMUNICATIONS AND PETITIONS

The Speaker appointed the following members to the Legislative Finance Committee:

Representative Bengtson
Representative Miller

Representative Bardanoue, Chairman of the Appropriations Committee, appointed the following members to the Legislative Finance Committee:

Representative Bardanoue
Representative Donaldson
Representative Peck
Representative Winslow

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/18/83
Examined by the sponsor (Curtiss) and found to be correct: HB 743.
Examined by the sponsor (Bardanoue) and found to be correct: HB 435.
Examined by the sponsor (Hannah) and found to be correct: HB 429.
Examined by the sponsor (Peck) and found to be correct: HB 150.

LABOR AND EMPLOYMENT RELATIONS (Williams, Chairman):

4/18/83

HJR 46, do pass. Report adopted.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on SB 235

Report No. 1, April 16, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 235, met April 16, 1983, and considered the amendments of the following committees:

House Committee of the Whole (3/28/83)

We recommend that:

The House recede from the House Committee of the Whole amendment. SB 235 be further amended as indicated in the clerical instructions.

The free conference committee report on SB 235 be adopted.

Clerical Instructions:

1. Page 3, line 24 through page 4, line 5.

Strike: subsections (E) and (F) in their entirety

Renumber: subsequent subsections

2. Page 4.

Following: line 10

Insert: "(3) The budget director must also prepare and submit to the legislative fiscal analyst in accordance with 17-7-112:

(a) detailed recommendations for the state long-range building program. Each recommendation shall be presented by department, institution, agency, or branch by funding source, with a description of each proposed project; and

(b) the proposed pay plan schedule for all executive branch employees with the specific cost and funding recommendations for each agency. Submission of a pay plan schedule under this subsection is not an unfair labor practice under 39-31-401."

3. Page 5, line 11.

Following: "."

Insert: "(4) The proposed pay plan schedule required by 17-7-111(3) must be submitted to the legislative fiscal analyst no later than November 15 in the year preceeding the convening of the legislature."

4. Page 4, line 21.

Following: "17-7-111"

Insert: "(2)"

For the House:

Waldron, Chairman
Donaldson
Roush

For the Senate:

Smith, Chairman
Haffey
McCallum

Free Conference Committee
on HB 335

Report No. 1, April 16, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 335, met April 16, 1983, and considered the amendments of the following committees:

Senate Committee on Fish and Game (3/18/83)

We recommend that:

The House accede to all Senate Standing Committee amendments.

HB 335 be further amended as indicated in clerical instructions 1 through 6.

The free conference committee report on HB 335 be adopted.

Clerical Instructions:

1. Statement of intent, lines 6, 7, 9, 10, 11, 13, 14, 15, 17, 18, 20, and 22.

Strike: "cow"

Insert: "antlerless"

2. Statement of intent, line 19.

Strike: "cow"

Insert: "antlerless or either sex"

3. Title, line 7.

Strike: "COW"

Insert: "ANTLERLESS"

4. Page 4, lines 5, 6, and 7.

Strike: "cow"

Insert: "antlerless"

5. Page 4, line 9.

Following: "COMMISSION."

Insert: "However, no person may take more than one elk during any license year, and a person taking an antlerless elk as provided in this subsection may not take another elk during the same license year with a Class A-5 elk tag."

6. Page 14, line 18.

Following: "tag"

Insert: "and creating the Class A-7 antlerless elk tag"

For the House:

Nilson, Chairman
Mueller
Ream

For the Senate:

Smith, Chairman
Jacobson
Lee

Free Conference Committee
on HB 720

Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 720, met April 18, 1983, and considered the amendments of the following committees:

Senate Committee of the Whole (3/25/83)

We recommend that:

The House accede to Senate Committee of the Whole amendments 1 and 2.

HB 720 be further amended as indicated in clerical instructions 1 through 10.

The free conference committee report on HB 720 be adopted.

Clerical Instructions:

1. Page 5, line 6.

Following: "FUNDS"

Insert: "so"

2. Page 5, line 9.

Strike: "IS"

Insert: "are"

3. Page 6, line 18.

Strike: "is"

Insert: "are"

4. Page 7, line 5.

Following: "for the"

Insert: "payment of the"

5. Page 7, line 10.

Following: "refunding"

Insert: "bonds and of establishing and maintaining the escrow"

6. Page 7, line 11.

Following: "not"

Insert: "to be"

7. Page 7, line 24.

Strike: "is"

Insert: "are"

8. Page 8, line 5.

Following: "refunded"

Insert: "bond to its maturity or redemption date, if called for"

9. Page 8, line 10.

Following: "for the"

Insert: "payment of the"

10. Page 8, line 14.

Following: "city"

Insert: "or town"

For the House:

Brand, Chairman

Lory

Hand

For the Senate:

Himsl, Chairman

Story

Thomas

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis

Speaker of the House

State Capitol

Helena, Montana 59620

April 18, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 193, 221, 284, 329, 343, 399, 444, 521, 523, 565, 625, 662, 685, 718, 772, 792, 814, 826, 853, 856, and 886.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/18/83, dissolved the conference committee on SB 40 and appointed a free conference committee to meet with a like committee from the House to confer on SB 40.

The President appointed the following members:

Senator Story, Chairman
Senator Tveit
Senator Stimatz

The Senate, on 4/18/83, dissolved the conference committee on SB 48 and appointed a free conference committee to meet with a like committee from the House to confer on SB 48.

The President appointed the following members:

Senator Marbut, Chairman
Senator Hammond
Senator Towe

MOTIONS

Representative Vincent moved that the House recess at 2:11 p.m.
Motion carried.

House reconvened at 2:55 p.m.

Representatives Daily, Fabrega, and Pavlovich present at this time.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/18/83

Correctly enrolled: HB 16, HB 150, HB 285, HB 408, HB 429,
HB 435, HB 637, HB 692, HB 716, HB 743, HB 780, HB 785,
HB 870, HR 3.

Examined by the sponsor (Driscoll) and found to be correct: HB 408.

Examined by the sponsor (Metcalf) and found to be correct: HB 716.

Examined by the sponsor (Bardanouve) and found to be
correct: HB 692.

Examined by the sponsor (Vincent) and found to be correct: HR 3.

Examined by the sponsor (Quilici) and found to be correct: HB 285.

Examined by the sponsor (D. Brown) and found to be correct: HB 785.

MOTIONS

Representative Vincent moved that the conference committee on SB 40 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate.
Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Schultz
Spaeth

Representative Vincent moved that the conference committee on SB 48 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Brand, Chairman
Driscoll
Mueller

Representative Wallin moved that HB 721 be placed below HB 919 on second reading this day. Motion carried.

Representative Harper moved that the conference committee on HB 47 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Schultz
Spaeth

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 833 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 81

Noes: Curtiss, Devlin, Driscoll, Ellerd, Hanson, R. Jensen, Jones, Ryan, Sales, Solberg, Stobie, Switzer, Winslow.
Total 13

Excused: J. Jensen, Shontz.
Total 2

Absent or not voting: Brand, Fagg, Hannah, Vinger.
Total 4

Representatives J. Jensen and Shontz present at this time.

HJR 43 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller,

Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bliss, Daily, Devlin, Dozier, Driscoll, Ellerd, Hanson, Harp, Jacobsen, R. Jensen, Koehnke, Menahan, Pavlovich, Ryan, Sales, Solberg, Stobie, Switzer, Thoft, Underdal.

Total 20

Excused: None.

Total 0

Absent or not voting: Brand, Fagg, Vinger.

Total 3

HJR 45 passed as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Holliday, Howe, Iverson, J. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Stobie, Veleber, Vincent, Waldron, Williams, Winslow, Yardley, Mr. Speaker.

Total 69

Noes: Abrams, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Hannah, Hanson, Hart, Hemstad, Jacobsen, R. Jensen, Keyser, Metcalf, Pavlovich, Ryan, Sales, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Wallin, Zabrocki.

Total 29

Excused: None.

Total 0

Absent or not voting: Brand, Vinger.

Total 2

HB 926 passed as follows:

Ayes: Abrams, Asay, Bardanouve, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Mueller, Neuman, Nordtvedt, Pistoria, Quilici, Ramirez, Roush, Sales, Sands, Saunders, Schultz, Seifert, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Wallin, Williams, Winslow.

Total 53

Noes: Addy, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Hart, Jones, Kadas, Keenan, Kennerly, McBride, McCormick, Menahan, Metcalf, Miller, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Ream, Ryan, Schye, Shontz, Smith, Stobie, Veleber, Vincent, Waldron, Yardley, Zabrocki, Mr. Speaker.

Total 45

Excused: None.

Total 0

Absent or not voting: Brand, Vinger.

Total 2

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Neuman in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 927 - That HB 927, second reading copy, be amended. Amendment failed as follows:

Ayes: Abrams, Bliss, D. Brown, Compton, Curtiss, Devlin, Ellerd, Ellison, Ernst, Eudaily, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Pavlovich, Phillips, Roush, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 38

Noes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Sands, Saunders, Schye, Shontz, Stobie, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 60

Excused: None.

Total 0

Absent or not voting: Brand, Manuel.

Total 2

That HB 927 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 83

Noes: D. Brown, Compton, Devlin, Jones, Keyser, Ryan, Sales, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Wallin.

Total 14

Excused: None.

Total 0

Absent or not voting: Ellerd, Ellison, R. Jensen.

Total 3

Representatives Bengtson and Fabrega excused at this time.

HJR 44 - That HJR 44 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Connelly.

Total 1

Excused: Bengtson, Fabrega.

Total 2

Absent or not voting: Ellison, Metcalf, Switzer.

Total 3

Representative Bengtson present at this time.

Representative Shontz excused at this time.

HB 902 - That Senate amendments to HB 902 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, D. Brown, Donaldson, Hannah, R. Jensen, Sales, Sands, Stobie, Switzer.

Total 9

Excused: Fabrega, Shontz.

Total 2

Absent or not voting: None.

Total 0

Representative Shontz present at this time.

HB 225 - That the conference committee report on Senate amendments to HB 225 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Fabrega.

Total 1

Absent or not voting: Quilici, Thoft.

Total 2

HB 281 - That the conference committee report on HB 281 be adopted.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 99

Noes: None.

Total 0

Excused: Fabrega.

Total 1

Absent or not voting: None.

Total 0

HB 581 - Representative Marks moved that the free conference committee report on HB 581 be placed below HB 721. Motion carried.

Representative Harrington excused at this time.

SB 186 - That the free conference committee report on SB 186 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips,

Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hannah, Keyser, Sands.

Total 3

Excused: Fabrega, Harrington.

Total 2

Absent or not voting: Connelly, Seifert.

Total 2

Representative Harrington present at this time.

HB 228 - That the Governor's amendments to HB 228 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Fabrega.

Total 1

Absent or not voting: Brand, Ellerd, Hansen, Kemmis, Seifert.

Total 5

HB 112 - That Senate amendments to HB 112 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 93

Noes: Winslow.

Total 1

Excused: Fabrega.

Total 1

Absent or not voting: Keyser, McCormick, Schultz, Seifert, Spaeth.

Total 5

HB 114 - That Senate amendments to HB 114 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: Farris, Veleber.

Total 2

Excused: Fabrega.

Total 1

Absent or not voting: Schultz.

Total 1

HB 334 - That Senate amendments to HB 334 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Dozier, Hannah, Sands.

Total 3

Excused: Fabrega.

Total 1

Absent or not voting: Harrington, Marks, Quilici, Ream.

Total 4

Representative Harrington excused at this time.

HB 400 - That Senate amendments to HB 400 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 91

Noes: Connelly, R. Jensen, Seifert, Swift, Switzer, Vinger.
Total 6

Excused: Fabrega, Harrington.
Total 2

Absent or not voting: Quilici.
Total 1

Representative Harrington present at this time.

HB 405 - That Senate amendments to HB 405 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Thoft, Veleber, Vincent, Waldron, Williams, Zabrocki.
Total 54

Noes: Asay, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellison, Ernst, Fagg, Hannah, Hanson, Harp, Hart, Hemstad, Jacobsen, Jones, Kitselman, Koehnke, Marks, Miller, Mueller, Nordtvedt, O'Connell, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow, Yardley.
Total 43

Excused: Fabrega.
Total 1

Absent or not voting: Driscoll, Ellerd.
Total 2

Representative Fabrega present at this time.

HB 446 - That Senate amendments to HB 446 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez,

Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Yardley, Zabrocki.

Total 84

Noes: Brand, Connelly, Dozier, Driscoll, Hansen, Harrington, J. Jensen, Kemmis, McBride, Ream, Smith, Spaeth, Vincent.

Total 13

Excused: None.

Total 0

Absent or not voting: Stobie, Waldron, Winslow.

Total 3

HB 447 - That Senate amendments to HB 447 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 46

Excused: None.

Total 0

Absent or not voting: Pistoria.

Total 1

Representatives Fabrega and Harrington excused at this time.

HB 510 - That Senate amendments to HB 510 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Ellerd, Thoft.

Total 2

Excused: Fabrega, Harrington.

Total 2

Absent or not voting: Hammond, Jones, Marks, Stobie.

Total 4

Representatives Fabrega and Harrington present at this time.

Representative Waldron excused at this time.

HB 544 - That Senate amendments to HB 544 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Sales.

Total 1

Excused: Waldron.

Total 1

Absent or not voting: Dozier.

Total 1

HB 597 - That Senate amendments to HB 597 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Curtiss, Hannah, Hanson, Sales.

Total 4

Excused: Waldron.

Total 1

Absent or not voting: Dozier.

Total 1

HB 600 - That Senate amendments to HB 600 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 87

Noes: D. Brown, Hansen, Harper, Jones, Kemmis, McBride, Nordtvedt, Ryan, Sales, Schye, Vincent.

Total 11

Excused: Waldron.

Total 1

Absent or not voting: Manuel.

Total 1

HB 745 - Representative Schye moved that Senate amendments to HB 745 be concurred in. Representative Bardanouve made a substitute motion that Senate amendments to HB 745 be not concurred in. The substitute motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley.

Total 84

Noes: Bachini, D. Brown, Jacobsen, Mueller, Peck, Schye, Underdal, Vinger.

Total 8

Excused: Waldron.

Total 1

Absent or not voting: Bergene, Darko, Donaldson, Dozier, Koehnke, McBride, Zabrocki.

Total 7

HB 755 - That Senate amendments to HB 755 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman,

Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Sands, Spaeth.

Total 2

Excused: Waldron.

Total 1

Absent or not voting: Darko, Donaldson, Dozier, Harrington, McBride, McCormick, Seifert.

Total 7

Representative Harrington excused at this time.

HB 721 - That the Governor's amendments to HB 721 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Harrington, Waldron.

Total 2

Absent or not voting: Darko, Dozier, McCormick, Seifert, Smith.

Total 5

Representative Bengtson excused at this time.

HB 800 - That Senate amendments to HB 800 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Asay, Bliss, Ramirez.

Total 3

Excused: Bengtson, Harrington, Waldron.

Total 3

Absent or not voting: Dozier, R. Jensen, McCormick.

Total 3

Representatives Bengtson and Harrington present at this time.

Representatives Quilici and Yardley excused at this time.

HB 815 - That Senate amendments to HB 815 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 82

Noes: Asay, Devlin, Hannah, Jones, Koehnke, Ramirez, Sands, Smith, Stobie, Swift, Switzer, Vinger.

Total 12

Excused: Quilici, Waldron, Yardley.

Total 3

Absent or not voting: Dozier, R. Jensen, Marks.

Total 3

HB 819 - That Senate amendments to HB 819 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Zabrocki.

Total 90

Noes: Bardanouve, Connelly, Jones, Ryan, Smith, Stobie.

Total 6

Excused: Quilici, Waldron, Yardley.

Total 3

Absent or not voting: Winslow.

Total 1

Representative Shontz excused at this time.

HB 820 - That Senate amendments to HB 820 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: Quilici, Shontz, Waldron, Yardley.

Total 4

Absent or not voting: None.

Total 0

Representative Shontz present at this time.

HB 876 - That Senate amendments to HB 876 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 94

Noes: Hannah, J. Jensen, Jones.

Total 3

Excused: Quilici, Waldron, Yardley.

Total 3

Absent or not voting: None.

Total 0

Representative Vinger in the Chair.

Representatives Waldron and Yardley present at this time.

HB 885 - Representative Jacobson moved that Senate amendments to HB 885 be concurred in. Representative Bardanouve made a substitute motion that Senate amendments to HB 885 be not concurred in. The substitute motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: D. Brown, Keyser, Sales, Seifert, Stobie.

Total 5

Excused: Quilici.

Total 1

Absent or not voting: None.

Total 0

HB 897 - That Senate amendments to HB 897 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Brand, D. Brown, Keyser, Ryan, Stobie, Wallin.

Total 6

Excused: Quilici.

Total 1

Absent or not voting: Bardanouve, Kadas, Marks.

Total 3

HB 898 - Representative Bardanouve moved that Senate amendments to HB 898 be passed to the bottom of the board. Motion carried.

Representative Neuman in the Chair.

HB 908 - That Senate amendments to HB 908 be not concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf,

Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Curtiss, Devlin, Hanson, Sales, Seifert, Solberg, Swift.

Total 7

Excused: Quilici.

Total 1

Absent or not voting: Keyser.

Total 1

HB 914 - That Senate amendments to HB 914 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: Hansen, Switzer.

Total 2

Excused: Quilici.

Total 1

Absent or not voting: Jacobsen, Peck.

Total 2

Representative Holliday excused at this time.

HB 919 - That Senate amendments to HB 919 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Hannah, Sales, Sands.

Total 3

Excused: Holliday, Quilici.

Total 2

Absent or not voting: Fabrega.

Total 1

Representative Holliday present at this time.

HB 581 - That the free conference committee report on HB 581 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Driscoll, Farris, Harrington, Jacobsen, Pavlovich.

Total 5

Excused: Quilici.

Total 1

Absent or not voting: Curtiss.

Total 1

Representatives Bengtson, Harrington, McBride, and Shontz excused at this time.

HJR 4 - That HJR 4 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Dozier, Driscoll, Hart.

Total 3

Excused: Bengtson, Harrington, McBride, Quilici, Shontz.

Total 5

Absent or not voting: Fagg, Manuel, Metcalf.

Total 3

Representatives Bengtson, Harrington, Quilici, and Shontz present at this time.

HJR 46 - That HJR 46 do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Swift, Switzer, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley.

Total 82

Noes: Bengtson, Dozier, Driscoll, Hannah, Harrington, Ryan, Solberg, Stobie, Thoft, Underdal, Vinger, Zabrocki.

Total 12

Excused: McBride.

Total 1

Absent or not voting: Bardanouve, Bertelsen, Hansen, Jones, McCormick.

Total 5

Representative Harp excused at this time.

HB 1 - That Senate amendments to HB 1 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Curtiss, Ellerd, Hansen, Kemmis, Nordtvedt, Sales, Solberg.

Total 7

Excused: Harp, McBride.

Total 2

Absent or not voting: Ellison.

Total 1

HB 335 - That the free conference committee report on HB 335 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert,

Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 89

Noes: D. Brown, Curtiss, Driscoll, Jones, Smith, Thoft.
Total 6

Excused: Harp, McBride.
Total 2

Absent or not voting: Bergene, Bertelsen, Fagg.
Total 3

HB 720 - That the free conference committee report on HB 720 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: None.
Total 0

Excused: Harp, McBride.
Total 2

Absent or not voting: Hansen.
Total 1

SB 235 - That the free conference committee report on SB 235 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: Driscoll.
Total 1

Excused: Harp, McBride.
Total 2

Absent or not voting: None.

Total 0

HB 898 - That Senate amendments to HB 898 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: Sands.

Total 1

Excused: Harp, McBride.

Total 2

Absent or not voting: None.

Total 0

Representative Harrington excused at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Neuman moved that the committee of the whole report be deemed read. Motion carried. Chairman Neuman moved the adoption of the committee report. Report adopted. (94-2)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/18/83
Correctly enrolled: HB 58, HB 153, HB 317, HB 418, HB 526, HB 841.

Examined by the sponsor (Ryan) and found to be correct: HB 58.

Examined by the sponsor (Kitselman) and found to be correct: HB 153.

Examined by the sponsor (Yardley) and found to be correct: HB 418.

Examined by the sponsor (Smith) and found to be correct: HB 526.

Examined by the sponsor (Driscoll) and found to be correct: HB 841.

Examined by the sponsor (Devlin) and found to be correct: HB 317.

Examined by the sponsor (Fabrega) and found to be correct: HB 870.

Examined by the sponsor (Manuel) and found to be correct: HB 637.

Examined by the sponsor (Harp) and found to be correct: HB 16, HB 780.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 47

Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 47, met April 18, 1983, and considered the amendments of the following committees:

Senate Committee on State Administration (3/2/83)

Senate Committee of the Whole (3/4/83)

We recommend that:

The House accede to all Senate amendments.

HB 47 be further amended as indicated in clerical instruction 1.

The free conference committee report on HB 47 be adopted.

Clerical Instructions:

1. Page 1, lines 13 and 14.

Strike: "adopted OR"

Following: "ADOPTED" on line 14

Insert: "after the effective date of this act"

For the House:

For the Senate:

Harper, Chairman
Schultz
Spaeth

Story, Chairman
Manning
Marbut

Free Conference Committee
on SB 40
Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 40, met April 18, 1983, and considered the amendments of the following committees:

House Committee on State Administration (3/23/83)

We recommend that:

The Senate accede to all House Standing Committee amendments.

SB 40 be further amended as indicated in clerical instruction 1 through 3.

The free conference committee report on SB 40 be adopted.

Clerical Instructions:

1. Page 1, line 16.

Strike: "designated by the committee"

2. Page 4, line 15.

Following: "2"

Insert: "a notice indicating where a copy of"

Following: "STATEMENT"

Insert: "may be obtained"

3. Page 8.

Following: line 15

Insert: "Section 2. An environmental impact statement prepared pursuant to 75-1-201 that includes an analysis of the factors listed in 2-4-405 satisfies the provisions of 2-4-405."

For the House:

For the Senate:

Harper, Chairman
Schultz
Spaeth

Story, Chairman
Stimat
Tveit

Free Conference Committee
on SB 439
Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 439, met April 18, 1983, and considered the amendments of the following committees:

House Committee on Local Government (3/24/83)

We recommend that:

The Senate accede to House Standing Committee amendments 1, 3 through 5, and 8.

The House recede from House Standing Committee amendments 2, 6 (both), and 7.

SB 439 be further amended as indicated in clerical instructions 1 through 11.

The free conference committee report on SB 439 be adopted.

Clerical Instructions:

1. Title, line 8.

Strike: "BY"

2. Title, line 9.

Following: line 8

Strike: "VARYING"

Insert: "THAT SUPPLANTS"

3. Page 2, line 16.

Following: "(4)"

Strike: "The" through "limits." on line 1 of page 3

Insert: "Subsection (1) does not apply within the applicable jurisdiction of a local government that has supplanted the provisions of subsection (1) as provided in 16-3-309."

4. Page 3, line 3.

Strike: "AS"

5. Page 3, line 4.

Following: line 3

Strike: "PROVIDED IN 16-3-306, THE counties, cities, and"

Insert: "An"

6. Page 3, line 5.

Following: line 4

Strike: "towns"

Insert: "city"

Following: "enact"

Strike: "ordinances"

Insert: "an ordinance"

Following: "in"

Strike: "the"

7. Page 3, line 6.

Strike: line 6 in its entirety

8. Page 3, line 7.

Following: line 6

Strike: "and towns"

Insert: "its incorporated limits"

9. Page 3.

Following: line 7

Insert: "(2) A county may enact an ordinance or resolution defining certain areas in the county, not within the incorporated limits of a city, where alcoholic beverages may or may not be sold.

(3) In enacting such an ordinance or resolution, the county or city may provide that the provisions of 16-3-306(1) do not apply within the jurisdictional area of the ordinance or resolution. If a county or city has supplanted the provisions of 16-3-306(1), upon request of the department the governing body of the county or city must certify to the department whether or not the person or individual identified in the request may lawfully sell alcoholic beverages under the terms of the ordinance or resolution. The department is bound by the determination set forth in the certification."

10. Page 3, line 8.

Following: line 7

Strike: "(2)"

Insert: "(4)"

Following: "county"

Strike: " "

Insert: "or"

Following: "city"

Strike: ", or incorporated town"

11. Page 3, lines 11 through 13.

Strike: subsection (3) in its entirety

For the House:

McBride, Chairman

Fabrega

Kadas

For the Senate:

Hager, Chairman

Marbut

Norman

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis

Speaker of the House

State Capitol

Helena, Montana 59620

April 18, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 667, 788, 805, 862, 892, and 907.

Sincerely,

Ted Schwinden

Governor

MESSAGES FROM THE OTHER HOUSE

Conference committee report adopted:

4/18/83

Conference committee report on SB 428

Conference committee report on HB 733

Free conference committee report on HB 191

Free conference committee report on HB 376

Free conference committee report on HB 545

Free conference committee report on HB 798

Free conference committee report on HB 880

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/18/83

HJR 31, introduced by Williams, Towe, Yardley, et al.

The Senate, on 4/18/83, dissolved the conference committee on HB 47 and appointed a free conference committee to meet with a like committee from the House to confer on HB 47.

The President appointed the following members:

Senator Story, Chairman
Senator Marbut
Senator R. Manning

The Senate, on 4/18/83, dissolved the conference committee on HB 68 and appointed a free conference committee to meet with a like committee from the House to confer on HB 68.

The President appointed the following members:

Senator Dover, Chairman
Senator Lee
Senator Mohar

The Senate, on 4/18/83, dissolved the conference committee on HB 766 and appointed a free conference committee to meet with a like committee from the House to confer on HB 766.

The President appointed the following members:

Senator Lee, Chairman
Senator Etchart
Senator Stimatz

The Senate, on 4/18/83, failed to concur in House amendments to SB 312 and appointed a free conference committee, requesting that the House appoint a like committee to confer on SB 312.

The President appointed the following members:

Senator Himsl, Chairman
Senator Hazelbaker
Senator Jacobson

MOTIONS

Representative Vincent moved that HJR 4, HJR 44, HJR 46, and HB 927 be placed on third reading this day. Motion carried.

Representative Vincent moved that the House accede to the request of the Senate and dissolve the conference committee on SB 312 and that the Speaker be authorized to appoint a free conference committee. Motion carried.

The Speaker appointed the following representatives:

Waldron, Chairman
Metcalf
Switzer

Representative Vincent moved that the House accede to the request of the Senate and dissolve the conference committee on HB 68 and that the Speaker be authorized to appoint a free conference committee. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Seifert
Veleber

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 400. Motion carried.

The Speaker appointed the following representatives:

Waldron, Chairman
Jones
Saunders

Representatives Harp and McBride present at this time.

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 477. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Holliday, Howe, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 53

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hemstad, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Lory, Marks, Miller, Mueller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Excused: None.

Total 0

Absent or not voting: Ellerd, Pistoria.

Total 2

The Speaker appointed the following representatives:

Bardanouve, Chairman
Donaldson
Waldron

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on HB 745. Motion carried.

The Speaker appointed the following representatives:

Schye, Chairman
Bardanoue
Compton

Representative Ramirez moved that Representative Hannah's vote on Representative Vincent's motion to appoint a free conference committee on HB 447 be recorded as no. Motion failed.

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 885. Motion carried.

The Speaker appointed the following representatives:

Spaeth, Chairman
Jacobsen
Lory

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 897. Motion carried.

The Speaker appointed the following representatives:

Neuman, Chairman
Harper
Lory

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 908. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Iverson
Kemmis

Representative Vincent moved that Representative Hannah's vote on the motion to appoint a free conference committee on HB 447 be recorded as no. Motion carried.

FIRST READING AND COMMITMENT OF BILLS AND RESOLUTIONS

The following House bill was introduced, read first time, and referred to committee:

HJR 47, introduced by Vincent, Bardanoue. Referred to Committee on Judiciary.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 902, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega,

Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: D. Brown, Donaldson, Hannah, Nordtvedt, Sales, Sands, Stobie, Underdal.

Total 8

Excused: None.

Total 0

Absent or not voting: McCormick.

Total 1

HB 225, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Hansen.

Total 1

HB 281, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Sands, Switzer.

Total 2

SB 186, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Hannah, Keyser, Nordtvedt, Sands, Stobie.

Total 5

Excused: None.

Total 0

Absent or not voting: Schultz.

Total 1

HB 228, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 112, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: Keyser.

Total 1

HB 114, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Sales.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 334, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanoue, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Ellerd, Hannah, J. Jensen, Sales, Sands.

Total 5

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 405, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bardanouve, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 55

Noes: Asay, Bachini, Bengtson, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Hemstad, R. Jensen, Jones, Keyser, Kitselman, Marks, Miller, Mueller, O'Connell, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 45

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 446, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Brand, Dozier, Driscoll, Harrington, J. Jensen, Kadas, McBride, Ream, Mr. Speaker.

Total 9

Excused: None.

Total 0

Absent or not voting: Fabrega, Keyser.

Total 2

HB 510, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellison, Keyser.

Total 2

Representative Quilici excused at this time.

HB 544, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Asay, Sales.

Total 2

Excused: Quilici.

Total 1

Absent or not voting: Keyser, Metcalf.

Total 2

Representative Quilici present at this time.

HB 597, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert,

Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 92

Noes: Ellerd, Hannah, Hanson, Pavlovich, Sales.

Total 5

Excused: None.

Total 0

Absent or not voting: Ellison, Keyser, Lory.

Total 3

HB 600, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: D. Brown, Ellerd, Hansen, Harper, Jones, Kadas, Kennerly, McBride, Nisbet, Nordtvedt, Ryan, Sales, Smith, Stobie, Vincent.

Total 15

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 755, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: Nordtvedt.

Total 1

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 721, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 99

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Lybeck.

Total 1

HB 800, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Asay, Bliss, Nordtvedt, Ramirez, Sales.

Total 5

Excused: None.

Total 0

Absent or not voting: Howe.

Total 1

HB 815, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert,

Shontz, Solberg, Spaeth, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Devlin, Hannah, Jones, Keyser, Koehnke, Ramirez, Sands, Smith, Stobie, Swift, Vinger.

Total 11

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 819, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Jones, Ryan, Stobie.

Total 3

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 820, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellison, Saunders.

Total 2

HB 876, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 914, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: D. Brown.

Total 1

Excused: None.

Total 0

Absent or not voting: Keyser.

Total 1

HB 919, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Ryan,

Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Hannah, Sales, Sands.

Total 3

Excused: None.

Total 0

Absent or not voting: Roush.

Total 1

HB 581, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Driscoll, Harrington, Jacobsen, Pavlovich.

Total 4

Excused: None.

Total 0

Absent or not voting: Nilson.

Total 1

HB 1, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: Ellerd, Harrington, Nordtvedt, Sales, Solberg.

Total 5

Excused: None.

Total 0

Absent or not voting: Keyser.

Total 1

HB 335, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand, D. Brown, Curtiss, Dozier, Driscoll, Ellerd, Jones, Ramirez, Thoft.

Total 9

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 720, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 100

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 235, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich,

Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 98

Noes: Driscoll, J. Jensen.
Total 2

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 898, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 100

Noes: None.
Total 0

Excused: None.
Total 0

Absent or not voting: None.
Total 0

HB 927 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Swift, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 88

Noes: D. Brown, Devlin, Jacobsen, R. Jensen, Jones, Keyser, Ryan, Spaeth, Stobie, Switzer, Thoft, Underdal.
Total 12

Excused: None.
Total 0

Absent or not voting: None.

Total 0

HJR 4 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Brand, Dozier, Driscoll, Harper, Hart, Metcalf, Veleber.

Total 7

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HJR 44 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 91

Noes: Brand, Dozier, Hart, J. Jensen, Metcalf, Ryan, Vinger, Zabrocki.

Total 8

Excused: None.

Total 0

Absent or not voting: Ellison.

Total 1

HJR 46 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream,

Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Swift, Thoft, Veleber, Vincent, Wallin, Williams, Winslow, Yardley, Mr. Speaker.
Total 81

Noes: Brand, Dozier, Driscoll, Ellerd, Hannah, Harrington, Jacobsen, R. Jensen, Jones, Ryan, Sales, Shontz, Solberg, Stobie, Switzer, Underdal, Vinger, Waldron, Zabrocki.
Total 19

Excused: None.
Total 0

Absent or not voting: None.
Total 0

MOTIONS

Representative Williams moved that his vote on Senate amendments to HB 898 be recorded as yes. Motion carried.

Representative Marks moved that Representative Ramirez's vote on Senate amendments to HB 405 be recorded as no. Motion carried.

UNFINISHED BUSINESS

The Speaker appointed the following conference committee of three to meet with a like committee from the Senate to confer on Senate amendments to HB 739:

Representative Keenan, Chairman
Representative Underdal
Representative Yardley

Representative Vincent moved that the House adjourn until 9:00 a.m., April 19, 1983.

Motion carried.

House adjourned at 7:30 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-EIGHTH LEGISLATIVE DAY

Helena, Montana
April 19, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Marks, Menahan, Shontz, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journal for the eighty-fourth legislative day, find the same to be correct.

J. Brown, Vice-Chairman

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/16/83
Correctly printed: HJR 46.

BILLS (J. Brown, Vice-Chairman): 4/19/83
Correctly enrolled: HB 373, HB 847, HB 890, HB 901, HB 922,
HB 923, HB 924.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis April 19, 1983
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bill April 18, 1983:
House bill 746.

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens April 19, 1983
President of the Senate
State Capitol
Helena, Montana 59620

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 715 "AN ACT TO ALLOW COUNTIES AND MUNICIPALITIES TO AMEND THEIR FINAL BUDGETS BECAUSE OF SHORTFALLS IN REVENUES OR SAVINGS; AMENDING SECTIONS 7-6-2302, 7-6-2324, 7-6-4231, AND 7-6-4235, MCA; AND PROVIDING AN EFFECTIVE DATE", without my signature and recommend the attached amendment for the following reasons.

House Bill No. 715 amends Section 7-6-2320, MCA. In the title of the bill, however, the numbers have been transposed to indicate that Section 7-6-2302 is being amended.

The amendment I am proposing changes the title to reflect the content of the bill.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 715

1. Title, line 7.
Following: "SECTIONS"
Strike: "7-6-2302"
Insert: "7-6-2320"

Sincerely,

Ted Schwinden
Governor

MOTIONS

Representative Vincent moved that the free conference committee report on HB 47 be passed to the bottom of the second reading board this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 40 - That the free conference committee report on SB 40 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Brand.

Total 1

Excused: Marks, Menahan, Shontz.

Total 3

Absent or not voting: Driscoll, Keyser, Spaeth.

Total 3

Representative Menahan present at this time.

SB 439 - That the free conference committee report on SB 439 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ream, Sales, Sands, Saunders, Schultz, Schye, Solberg, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley.
Total 72

Noes: Brand, D. Brown, Curtiss, Devlin, Dozier, Driscoll, Ellerd, Fagg, Hannah, Hanson, Harp, Jones, Kennerly, Koehnke, Mueller, Nordtvedt, Pavlovich, Ramirez, Roush, Ryan, Seifert, Spaeth, Stobie, Wallin, Zabrocki.
Total 25

Excused: Marks, Shontz.
Total 2

Absent or not voting: Smith.
Total 1

HJR 31 - That Senate amendments to HJR 31 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 96

Noes: None.
Total 0

Excused: Marks, Shontz.
Total 2

Absent or not voting: Manuel, Yardley.
Total 2

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved the adoption of the committee report. Report adopted. (90-4)

MOTIONS

Representative Vincent moved that the Speaker be authorized to appoint a conference committee of three to meet with a like committee

from the Senate to confer on House amendments to SB 317. Motion carried.

The Speaker appointed the following representatives:

Jacobsen, Chairman
Manuel
Ernst

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/19/83
Examined by the sponsor (Donaldson) and found to be correct: HB 901.
Examined by the sponsor (Fabrega) and found to be correct: HB 922.
Examined by the sponsor (J. Brown) and found to be correct: HB 924.
Examined by the sponsor (Fagg) and found to be correct: HB 923.
Examined by the sponsor (Hand) and found to be correct: HB 890.

MOTIONS

Representative Vincent moved that the House recess at 9:33 a.m. Motion carried.

House reconvened at 2:05 p.m.

Committee on Judiciary excused at this time.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/19/83
Correctly enrolled: HB 53, HB 187, HB 232, HB 407, HB 428,
HB 798, HB 825, HB 873.
Examined by the sponsor (Marks) and found to be correct: HB 373.

REPORTS OF SELECT COMMITTEES

Conference Committee
on SB 118
Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to SB 118, met April 15, 1983, and considered the amendments of the following committees:

House Committee on Natural Resources (3/23/83)

We recommend that:

The Senate accede to House Standing Committee amendment 1 to the statement of intent.

The Senate accede to House Standing Committee amendments 1, 2, and 3.

The House recede from House Standing Committee amendment 4.

SB 118 be further amended as indicated in clerical instruction 1.

The reference copy of SB 118 be amended to read as specified in the clerical instructions.

The conference committee report on SB 118 be adopted.

Clerical Instructions:

1. Page 2, line 19.

Following: "and"

Strike: "IN THE NEAREST METROPOLITAN AREA (BILLINGS, GREAT FALLS, MISSOULA, HAVRE, BOZEMAN, KALISPELL, BUTTE) IF SUFFICIENT PUBLIC INTEREST IS SHOWN, AND"

For the House:

Ream, Chairman
J. Jensen
Mueller

For the Senate:

Story, Chairman
Hammond
Towe

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 19, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 92, 106, 119, 574, 670, 682, and 712.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in and returned to the House:

4/19/83

HB 899, introduced by Addy

The Senate, on 4/19/83, dissolved the free conference committee on SB 317 and appointed a new conference committee to meet with a like committee from the House to confer on House amendments to SB 317.

The President appointed the following members:

Senator Kolstad, Chairman
Senator Lee
Senator Blaylock

The Senate, on 4/16/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 742.

The President appointed the following members:

Senator McCallum, Chairman
Senator Brown
Senator Lynch

MOTIONS

Representative O'Connell moved that the conference committee on HB 742 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate. Motion carried.

The Speaker appointed the following representatives:

O'Connell, Chairman

Kitselman
Hand

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Daily in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Menahan excused at this time.

Representatives Marks and Shontz present at this time.

HB 47 - That the free conference committee report on HB 47 be adopted. Motion carried as follows:

Ayes: Abrams, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 79

Noes: None.

Total 0

Excused: Addy, Bergene, D. Brown, Curtiss, Eudaily, Hannah, Iverson, J. Jensen, Kennerly, Keyser, Menahan, Ramirez, Schye, Seifert, Shontz.

Total 15

Absent or not voting: Asay, Fagg, Kemmis, McBride, Underdal, Waldron.

Total 6

SB 118 - That the conference committee report on House amendments to SB 118 be adopted. Motion carried as follows:

Ayes: Bachini, Bengtson, Bertelsen, Brand, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hansen, Harper, Harrington, Hart, Holliday, Howe, Kadas, Keenan, Kemmis, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 46

Noes: Abrams, Asay, Bliss, Compton, Devlin, Ellerd, Ellison, Ernst, Hand, Hanson, Harp, Hemstad, Jacobsen, R. Jensen, Jones, Kitselman, Koehnke, McCormick, Marks, Miller, Mueller, Nordtvedt, Phillips, Ryan, Sales, Sands, Schultz, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 38

Excused: Addy, Bergene, D. Brown, Curtiss, Eudaily, Hannah, Iverson, J. Jensen, Kennerly, Keyser, Ramirez, Schye, Seifert.

Total 13

Absent or not voting: Bardanouve, Donaldson, Fagg.

Total 3

Representative Shontz excused at this time.

HB 715 - That the Governor's amendments to HB 715 be concurred in.
Motion carried as follows:

Ayes: Abrams, Asay, Bachini, Bengtson, Bertelsen, Bliss, J. Brown, Compton, Connelly, Daily, Darko, Devlin, Dozier, Ellerd, Ellison, Ernst, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 79

Noes: Brand, Driscoll.

Total 2

Excused: Addy, Bergene, D. Brown, Curtiss, Eudaily, Hannah, Iverson, J. Jensen, Kennerly, Keyser, Ramirez, Schye, Seifert, Shontz.

Total 14

Absent or not voting: Bardanouve, Donaldson, Fagg, McBride, Winslow.

Total 5

Representative Shontz present at this time.

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Daily moved that the committee of the whole report be deemed read. Motion carried. Chairman Daily moved the adoption of the committee report. Report adopted. (81-0)

MOTIONS

Representative Vincent moved that the House recess at 2:28 p.m. Motion carried.

House reconvened at 2:43 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/19/83

Examined by the sponsor (Ellison) and found to be correct: HB 428.

Examined by the sponsor (Jacobsen) and found to be correct: HB 825.

Examined by the sponsor (J. Brown) and found to be correct: HB 407, HB 873.

Examined by the sponsor (Menahan) and found to be correct: HB 187.

Examined by the sponsor (Connelly) and found to be correct: HB 232.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 606

Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 606, met April 18, 1983, and considered the amendments of the following committees:

Senate Committee on Highways (3/16/83)

Senate Committee of the Whole (3/21/83)

Senate Committee of the Whole (3/23/83)

We recommend that:

The House accede to Senate Standing Committee amendments 2 and 4.

The Senate recede from amendments 1, 3, and 5.

The Senate recede from all Senate Committee of the Whole amendments.

HB 606 be further amended as indicated in clerical instructions 1 and 2.

The free conference committee report on HB 606 be adopted.

Clerical Instructions:

1. Page 2, line 21.

Strike: subsection (3) in its entirety

2. Page 4, line 12.

Following: "~~§35~~"

Strike: remainder of lines 12 through 21 in their entirety

For the House:

Koehnke, Chairman
J. Hammond
Jensen

For the Senate:

Lee, Chairman
Etchart
Blaylock

Free Conference Committee
on HB 776

Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 776, met April 18, 1983, and considered the amendments of the following committees:

Senate Committee on State Administration (3/15/83)

Senate Committee of the Whole (3/17/83)

We recommend that:

The House accede to all Senate amendments.

HB 776 be further amended as indicated in clerical instructions 1 and 2.

The free conference committee report on HB 776 be adopted.

Clerical Instructions:

1. Page 6, line 11.

Following: "consists of"

Strike: "seven"

Insert: "nine"

2. Page 7, line 3.

Following: line 2

Insert: "(g) one member of the Montana league of cities and towns;

(h) one person representing the general public; and"

Renumber: subsequent subsection

For the Senate:

Shontz, Chairman

Schye

Ramirez

For the House:

Lee, Chairman

Etchart

Stimatz

MOTIONS

Representative Vincent moved that the House recess at 2:46 p.m.
Motion carried.

House reconvened at 3:35 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/19/83

Correctly enrolled: HB 319, HB 377, HB 663, HB 750.

Examined by the sponsor (Bengtson) and found to be correct: HB 663.

Examined by the sponsor (Manuel) and found to be correct: HB 319.

Examined by the sponsor (Dozier) and found to be correct: HB 750.

Examined by the sponsor (McBride) and found to be correct: HB 798.

Examined by the sponsor (Bergene) and found to be correct: HB 53.

Signed by the Speaker at 11:55 a.m., 4/19/83: HB 16, HB 150, HB 285,
HB 408, HB 429, HB 435, HB 637, HB 692, HB 716, HB 743,
HB 780, HB 785, HB 870, HR 3.

JUDICIARY (D. Brown, Chairman):

4/19/83

HJR 47, do pass. Report adopted.

SB 465, third reading copy, be amended as follows:

1. Page 6, line 6.

Strike: "300,000"

Insert: "\$1 million"

Following: "and"

Strike: "\$1"

Insert: "\$3"

And, as amended, be concurred in. Report adopted.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Committee on Judiciary present at this time.

SB 40, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth,

Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Fabrega, Fagg.

Total 3

SB 439, free conference committee report, adopted as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, J. Brown, Connelly, Darko, Donaldson, Ellerd, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 64

Noes: Abrams, Bliss, D. Brown, Compton, Curtiss, Daily, Devlin, Dozier, Driscoll, Ellison, Hanson, Harp, Hemstad, Iverson, Jones, Keyser, Koehnke, Lory, Manuel, Menahan, Mueller, Neuman, Pavlovich, Peck, Pistoria, Quilici, Ryan, Smith, Spaeth, Stobie, Underdal, Wallin.

Total 32

Excused: None.

Total 0

Absent or not voting: Bardanouve, Brand, Fabrega, Fagg.

Total 4

HJR 31, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Brand, Fabrega, Fagg.

Total 4

HB 47, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: J. Jensen.

Total 1

Excused: None.

Total 0

Absent or not voting: D. Brown, Fabrega, Fagg, Keyser.

Total 4

SB 118, conference committee report on House amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Donaldson, Driscoll, Ellerd, Ellison, Eudaily, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Saunders, Schultz, Schye, Shontz, Smith, Spaeth, Switzer, Thoft, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Mr. Speaker.

Total 72

Noes: Bliss, Compton, Devlin, Ernst, Hannah, Hansen, Harp, Jacobsen, R. Jensen, Jones, Keyser, Mueller, Nordtvedt, Phillips, Ryan, Sales, Sands, Seifert, Solberg, Stobie, Swift, Underdal, Wallin.

Total 23

Excused: None.

Total 0

Absent or not voting: Dozier, Fabrega, Fagg, Williams, Zabrocki.

Total 5

HB 715, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Driscoll.

Total 1

Excused: None.

Total 0

Absent or not voting: Fabrega, Fagg.

Total 2

Representative Vincent moved that the House adjourn until 9:00 a.m., April 20, 1983.

Motion carried.

House adjourned at 3:46 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

EIGHTY-NINTH LEGISLATIVE DAY

Helena, Montana
April 20, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present except Iverson, excused. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the eighty-fifth and eighty-sixth legislative days, find the same to be correct.

Menahan, Chairman

SPECIAL ORDERS OF THE DAY

The Havre High School Marching Band, under the direction of Doug Milo, performed for the members of the House.

COMMUNICATIONS AND PETITIONS

The Speaker appointed the following members to the Power Plan Study Committee, established by HJR 18:

Representative Fagg
Representative Harrington
Representative Kadas
Representative Seifert

The Speaker appointed the following members to the Revenue Oversight Committee:

Representative Bertelsen
Representative Keenan
Representative Nordtvedt
Representative Ramirez
Representative Williams
Representative Yardley

The Speaker appointed the following members to the Capitol Building and Planning Committee:

Representative Dozier
Representative Fabrega
Representative Hanson
Representative Keyser
Representative Menahan
Representative Metcalf

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/19/83
Examined by the sponsor (Fabrega) and found to be correct: HB 377.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 118
Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 118, met April 18, 1983, and considered the amendments of the following committees:

Senate Committee on Agriculture (3/18/83)

We recommend that:

The Senate recede from Senate Standing Committee amendments.

HB 118 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 118 be adopted.

Clerical Instructions:

1. Title, line 7.

Following: “;”

Insert: “Providing for a loan and repayment;”

2. Page 1, line 15.

Strike: “\$35”

Insert: “48”

3. Page 2, line 20.

Following: line 19

Insert: “NEW SECTION. Section 3. General fund loan. There is authorized from the general fund to the Department of Health and Environmental Sciences a loan of up to \$50,000 to be used for continuing the function of subdivision review for fiscal year 1984. The loan must be repaid to the general fund no later than June 30, 1984.”

Renumber: subsequent section

For the House:

Harper, Chairman

Shontz

Donaldson

For the Senate:

McCallum, Chairman

H. Hammond

Boylan

Free Conference Committee
on SB 312

Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 312, met April 19, 1983, and considered the amendments of the following committees:

House Committee of the Whole (undated)

House Committee of the Whole (4/12/83)

We recommend that:

The Senate accede to House Committee of the Whole amendments 1, 2, and 3, undated.

The House recede from House Committee of the Whole amendment 1 of 4/12/83.

SB 312 be further amended as indicated in clerical instructions 1 through 3.

The free conference committee report on SB 312 be adopted.

Clerical Instructions:

1. Title, line 9.

Following: "19-4-202,"

Strike: "AND"

Following: "37-1-133,"

Insert: "85-7-1505, AND 85-7-1613,"

2. Page 3, line 10.

Following: "duties"

Strike: remainder of line 10 through "DUTIES" on line 15

3. Page 5.

Following: line 7

Insert: "Section 5. Section 85-7-1505, MCA, is amended to read:

"85-7-1505. Compensation and expenses of commissioners. The commissioners, when sitting as a board or when engaged in the business of the district, are entitled to compensation ~~for board members as provided in 2-15-124 of \$25 for each day they are actually and necessarily engaged in the performance of irrigation district duties,~~ and to reimbursement for travel expenses as provided in 2-18-501 through 2-18-503, and for their necessary expenses when otherwise engaged on district business, including premiums on qualifying bonds and any other bonds required of them in connection with their office."

Section 6. Section 85-7-1613, MCA, is amended to read:

"85-7-1613. Board of control — per diem and expenses. The members of the board of control, when sitting as a board or when engaged in the business of the board, are entitled to compensation ~~for board members as provided in 2-15-124 of \$25 for each day they are actually and necessarily engaged in the performance of irrigation district duties,~~ and to reimbursement for travel expenses as provided in 2-18-501 through 2-18-503, and for their necessary expenses."

Renumber: subsequent section

For the House:

Waldron, Chairman
Metcalf
Switzer

For the Senate:

Himsl, Chairman
Hazelbaker
Jacobson

New Conference Committee
on SB 317
Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to SB 317, met April 19, 1983, and considered the amendments of the following committees:

House Committee on Agriculture (3/14/83)

We recommend that:

The House recede from all House Standing Committee amendments.

The reference copy of SB 317 be amended to read as specified in the clerical instructions.

The conference committee report on SB 317 be adopted.

Clerical Instructions:

1. Page 17, line 7.

Following: "(4)"

Strike: "may"

Insert: "shall"

2. Page 17, line 8.

Following: "communication"

Strike: "not to exceed \$1500 in cost per year"

3. Page 17, line 7.

Following: "use"

Insert: "any"

For the House:

Jacobsen, Chairman

Manuel

Ernst

For the Senate:

Kolstad, Chairman

Lee

Blaylock

Free Conference Committee
on HB 540

Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 540, met April 19, 1983, and considered the amendments of the following committees:

Senate Committee on Judiciary (3/25/83)

Senate Committee of the Whole, five sets (3/28/83)

We recommend that:

The Senate recede from Senate Standing Committee amendment 1.

The House accede to Senate Standing Committee amendments 2 through 14.

The House accede to Senate Committee of the Whole amendments 1 through 4 of the first set, 1 of the second set, 1 through 6 of the third set, and 1 of the fifth set.

The Senate recede from Senate Committee of the Whole amendments 2 of the second set and 1 of the fourth set.

HB 540 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 540 be adopted.

Clerical Instructions:

1. Title, line 10.

Following: "SECTIONS"

Insert: "61-5-205, 61-5-208,"

Following: "61-8-101"

Strike: "AND"

Insert: " , "

2. Title, line 11.

Following: "61-8-404,"

Insert: "AND 61-11-203,"

Following: "MCA"

Strike: " , AND" through "DATE" on line 12

3. Page 1.

Following: the enacting clause

Insert: "Section 1. Section 61-5-205, MCA, is amended to read:

"61-5-205. Mandatory revocation of license upon proper authority. The division upon proper authority shall revoke the license or operating privilege of any operator or chauffeur upon receiving a record of such operator's or chauffeur's conviction or forfeiture of bail not vacated of any of the following offenses, when such conviction or forfeiture has become final:

- (1) negligent homicide resulting from the operation of a motor vehicle;
- (2) driving a motor vehicle while under the influence of alcohol or narcotic drug, or willfully or knowingly under the influence of any other drug to a degree which renders him incapable of safely driving a motor vehicle, or a combination thereof except as provided in 61-5-208, or operation of a motor vehicle by a person with a blood alcohol concentration of 0.10 or more;
- (3) any felony in the commission of which a motor vehicle is used;
- (4) failure to stop and render aid as required under the laws of this state in the event of a motor vehicle accident resulting in the death or personal injury of another;
- (5) perjury or the making of a false affidavit or statement under oath to the division under this chapter or under any other law relating to the ownership or operation of motor vehicles;
- (6) conviction or forfeiture of bail not vacated, upon three charges of reckless driving committed within a period of 12 months."

Section 2. Section 61-5-208, MCA, is amended to read:

"61-5-208. Period of suspension or revocation. (1) The division may not suspend or revoke a driver's license or privilege to drive a motor vehicle on the public highways for a period of more than 1 year, except as permitted under 61-5-207, 61-5-212, 61-6-123, and 61-11-211.

(2) Any person whose license or privilege to drive a motor vehicle on the public highways has been suspended or revoked is not entitled to have such license or privilege renewed or restored unless the revocation was for a cause which has been removed, except that after the expiration of the period of such revocation or suspension, the person may make application for a new license as provided by law but the division may not then issue a new license unless and until it is satisfied after investigation of character, habits, and driving ability of the person that it is safe to grant the privilege of driving a motor vehicle on the public highways. When any person is convicted or forfeits bail or collateral not vacated for the offense of operating or being in actual physical control of a motor vehicle while under the influence of alcohol or a narcotic drug or knowingly or willingly under the influence of any other drug to a degree which renders him incapable of safely driving a motor vehicle, or a combination thereof, or for the offense of operation of a motor vehicle by a person with alcohol concentration of 0.10 or more, the division shall, upon receiving a report of such conviction or forfeiture of bail or collateral not vacated, suspend the license or driving privilege of the person for a period of 6 months. Upon receiving a report of a conviction or forfeiture of bail or collateral for a second, third, or

subsequent offense within 5 years of the first offense, the division shall revoke the license or driving privilege of the person for a period of 1 year.

(3) The period for all revocations made mandatory by 61-5-205 shall be 1 year except as provided in subsection (2) of this section.

(4) The period of revocation for any person convicted of any offense which makes mandatory the revocation of the operator's or chauffeur's license commences from date of conviction or forfeiture of bail."

Renumber: subsequent sections

4. Page 1, lines 20 and 21.

Strike: "WITH" through "OWNER"

5. Page 3, line 22.

Strike: "61-8-714"

Insert: "[section 11]"

6. Page 6, line 17.

Following: "61-8-714"

Insert: "[section 4], [section 6], [section 11],"

7. Page 6, line 19.

Following: "subsections"

Insert: "[section 4], and"

8. Page 7, line 1.

Strike: "2"

Insert: "4"

9. Page 7, line 3.

Strike: "2"

Insert: "4"

10. Page 7, line 4.

Strike: "2"

Insert: "4"

11. Page 7, line 7.

Strike: "2"

Insert: "4"

12. Page 10, line 5.

Strike: "2"

Insert: "4"

13. Page 10, lines 14 through 24.

Strike: subsections (i) and (ii) in their entirety

Insert: "(i) the breath analysis report was prepared and verified by the person who performed the test or the blood or urine test was a laboratory analysis and the analysis was done in a laboratory operated by the department of justice or by any other laboratory or facility certified or exempt from certification under the rules of the department; and"

Renumber: subsequent subsections

14. Page 11, lines 2 through 4.

Following: "SAMPLE,"

Strike: "IT" through "ADDITION,"

15. Page 12, line 2.

Strike: "2"

Insert: "4"

16. Page 12, line 3.

Following: "not"

Insert: "less than \$100 or"

17. Page 12, line 6.

Strike: "2"

Insert: "4"

18. Page 12, line 8.

Strike: "\$100"

Insert: "\$300"

19. Page 12, line 10.

Strike: "2"

Insert: "4"

20. Page 12, line 12.

Strike: "\$300"

Insert: "\$500"

21. Page 12, line 13.

Strike: "In addition to the above, the"

Insert: "The"

22. Page 12, line 14.

Following: "61-5-205(2)"

Strike: "and"

Insert: ", "

Following: "61-5-208(2)"

Insert: ", and 61-11-203(2)(d)"

23. Page 12, line 16.

Strike: "2"

Insert: "4"

24. Page 12.

Following: line 16

Insert: "(5) In addition to the punishment provided in this section, regardless of disposition, the defendant shall complete an alcohol information course at an alcohol treatment program approved by the department of institutions, which may include alcohol or drug treatment, or both, if considered necessary by the counselor conducting the program. Each counselor providing such education or treatment shall, at the commencement of the education or treatment, notify the court that the defendant has been enrolled in a course or treatment program. If the defendant fails to attend the course or the treatment program, the counselor shall notify the court of the failure.

(6) For the purpose of determining the number of convictions under this section, "conviction" means a final conviction, as defined in 45-2-101, or a forfeiture of bail or collateral deposited to secure the defendant's appearance in court, which forfeiture has not been vacated. An offender is considered to have been previously convicted for the purposes of this section if less than 5 years have elapsed between the commission of the present offense and a previous conviction. If there has been no additional conviction for an offense under this section for a period of 5 years after a prior conviction

hereunder, then such prior offense shall be expunged from the defendant's record.

Section 12. Section 61-11-203, MCA, is amended to read:

"61-11-203. Definitions. As used in this part, the following definitions apply:

(1) "Conviction" means a finding of guilt by duly constituted judicial authority, a plea of guilty, or a forfeiture of bail, bond, or other security deposited to secure appearance by a person charged with having committed any offense relating to the use or operation of a motor vehicle which is prohibited by law, ordinance, or administrative order.

(2) "Habitual traffic offender" means any person who within a 3-year period accumulates 30 or more conviction points according to the schedule specified in this subsection:

(a) deliberate homicide resulting from the operation of a motor vehicle, 15 points;

(b) mitigated deliberate homicide or negligent homicide resulting from operation of a motor vehicle, 12 points;

(c) any offense punishable as a felony under the motor vehicle laws of Montana or any felony in the commission of which a motor vehicle is used, 12 points;

(d) driving while under the influence of intoxicating liquor or narcotics or drugs of any kind or operation of a motor vehicle by a person with alcohol concentration of 0.10 or more, 10 points;

(e) operating a motor vehicle while his license to do so has been suspended or revoked, 6 points;

(f) failure of the driver of a motor vehicle involved in an accident resulting in death or injury to any person to stop at the scene of the accident and give the required information and assistance, as defined in 61-7-105, 8 points;

(g) willful failure of the driver involved in an accident resulting in property damage of \$250 to stop at the scene of the accident and give the required information or to otherwise fail to report an accident in violation of the law, 4 points;

(h) reckless driving, 5 points;

(i) illegal drag racing or engaging in a speed contest in violation of the law, 5 points;

(j) operating a motor vehicle without a license to do so, 2 points (this subsection (j) does not apply to operating a motor vehicle within a period of 180 days from the date the license expired);

(k) speeding, 3 points;

(l) all other moving violations, 2 points. There shall be no multiple application of cumulative points when two or more charges are filed involving a single occurrence. If there are two or more convictions involving a single occurrence, only the number of points for the specific conviction carrying the highest points shall be chargeable against that defendant.

(3) "License" means any type of license or permit to operate a motor vehicle."

25. Page 15, lines 13 and 14.

Strike: section 11 in its entirety

Insert: "Section 14. Codification instruction. Sections 4, 6, and 11 are intended to be codified as an integral part of Title 61, chapter 8, and the provisions of Title 61, chapter 8, apply to sections 4, 6, and 11."

For the House:

Addy, Chairman
Vincent
Keyser

For the Senate:

Turnage, Chairman
Mazurek
Galt

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 19, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 205, 570, and 858.

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 19, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return House Bill No. 747, "AN ACT CLARIFYING ADMINISTRATION AND REPORTING REQUIREMENTS RELATED TO THE PRIVILEGE TAX FOR POSSESSION OR BENEFICIAL USE BY A PRIVATE INDIVIDUAL, ASSOCIATION, OR CORPORATION OF PROPERTY WHICH FOR ANY REASON IS EXEMPT FROM TAXATION; PROVIDING EXEMPTIONS; AMENDING SECTIONS 15-23-101 AND 15-24-1203, MCA; AND PROVIDING AN APPLICABILITY DATE," without my signature and recommend that attached amendments for the following reasons.

House Bill No. 747, as passed, does not contain a severability clause. At the request of Representative Marks, I am proposing to include a severability into House Bill No. 747, in order to protect all valid parts of the bill, should a court for any reason hold that any part is invalid.

I urge your concurrence in this amendment.

Governor's Proposed Amendments
to HB 747

1. Title, line 11.

Following: "PROVIDING"

Insert: "A SEVERABILITY CLAUSE AND"

2. Page 4, line 16.

Following: line 16

Insert: "NEW SECTION. Section 6. Severability. If a part of this act is invalid, all valid parts that are severable from the invalid part remain in effect. If a part of this act is invalid in one or more of its applications, the part remains in effect in all valid applications that are severable from the invalid applications."

Renumber: subsequent section

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 19, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 159, "AN ACT TO REDUCE THE OIL SEVERANCE TAX TO 5 PERCENT BEGINNING APRIL 1, 1985; AMENDING SECTION 15-36-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE," without my signature and recommend the attached amendments for the following reasons.

Senate Bill No. 159, as passed, reduces the oil severance tax to 5 percent beginning April 1, 1985. Because of the uncertainties surrounding state revenues, it is not prudent to enact a major tax change in the next biennium. House Bill No. 418 allocates one-third of the oil severance tax revenue to local governments. Local governments, as well as state government, will depend upon this revenue to provide essential services to citizens. The amendments I am proposing will allow the 1985 Legislature the flexibility to re-evaluate the tax reduction provided in Senate Bill No. 159.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 159

1. Title, line 8.

Following: "April 1,"

Strike: "1985"

Insert: "1987"

2. Page 2, lines 2 through 8.

Following: "(a)" on line 2

Strike: remainder of line 2 through "1983;" on line 8

3. Page 2, line 12.

Following: "31,"

Strike: "1985"

Insert: "1987"

Sincerely,

Ted Schwinden
Governor

The Honorable Stan Stephens
President of the Senate
State Capitol
Helena, Montana 59620

April 19, 1983

The Honorable Daniel Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 335, "AN ACT TO DISALLOW DEDUCTIONS RELATED TO EXCLUDED INTEREST INCOME FOR MONTANA CORPORATION LICENSE TAX PURPOSES; TO APPLY THE DISALLOWANCE OF DEDUCTION RETROACTIVELY TO ALL TAXABLE PERIODS DURING WHICH SUCH INCOME IS EXCLUDED FROM GROSS INCOME; PROHIBITING CONSOLIDATED RETURNS FOR FINANCIAL INSTITUTIONS UNDER THE CORPORATE LICENSE TAX; REAFFIRMING THE INCLUSION OF STATE AND LOCAL BOND INCOME IN THE DEFINITION OF NET INCOME FOR CORPORATION LICENSE TAX PURPOSES; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND APPLICABILITY DATES," without my signature and recommend the attached amendments for the following reasons.

Senate Bill No. 335, as passed, could result in virtually exempting banks and other financial institutions from state taxation. To exempt one type of business from taxation would create an unfair burden on all other taxpayers. Accordingly, I am returning Senate Bill No. 335 with amendments guaranteeing that banks and savings and loan associations pay a reasonable amount of taxes.

The need for Senate Bill No. 335 was judicially created. A recent Montana Supreme Court decision has created the potential for nearly \$9 million in tax refunds to banks and other financial institutions and a minimal tax burden for these businesses for future years. The state has petitioned the U.S. Supreme Court to review the case. A successful appeal to the Supreme Court would reestablish a firm legal basis for taxing financial institutions.

Unfortunately, Senate Bill No. 335, as passed, threatens to render moot the state's efforts to secure a hearing with the U.S. Supreme Court. Because of the immediate effective date and retroactive application of the tax formula in Section 1 of Senate Bill No. 335, the Court could decide not to hear the state's petition. After years of legal controversy concerning bank taxation, the state cannot afford to negate its own efforts to have the

controversy resolved by the U.S. Supreme Court. For this reason, I am recommending an amendment making the tax formula in Section 1 of the bill effective only when the state has exhausted all of its pending appeals concerning bank taxation.

The tax formula in this bill is itself subject to serious legal challenge; indeed, corporations have threatened suits against the formula as soon as the law becomes effective. If the tax formula were to be ruled invalid, then state and local governments would be left again with virtually no effective tax on banks and savings and loan associations. A contingent form of taxation should be established as "insurance" against successful legal challenges to the tax formula in Senate Bill No. 335.

I recommend that the "insurance" take the form of a financial institutions franchise tax measured by deposits. The tax would be effective if, and only if, the tax formula in Senate Bill No. 335 were ruled unconstitutional; if made effective, this tax would provide a stable and easy to administer method of taxing financial institutions.

The amendments I am proposing to Senate Bill No. 335 should assure that banks and other financial institutions will contribute a reasonable amount to the support of state and local governments in Montana. Without these amendments, the bill could result in the loss of the state's pending appeal to the U.S. Supreme Court and in the establishment of a nearly tax-free status for banks and other financial institutions.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 335

1. Title, line 10.

Following: "PURPOSES;"

Insert: "TO IMPOSE A CONTINGENT FINANCIAL INSTITUTIONS FRANCHISE TAX MEASURED BY DEPOSITS;"

2. Title, line 16.

Following: "PURPOSES;"

Insert: "AMENDING SECTIONS 15-31-101, 15-31-701, AND 15-31-702, MCA;"

3. Title, line 16.

Following: "PROVIDING"

Strike: "AN IMMEDIATE"

4. Title, line 17.

Following: "EFFECTIVE"

Strike: "DATE"

Insert: "DATES"

5. Page 5, line 6.

Following: line 5

Insert: "NEW SECTION Section 4. Purpose. It is the intent of this act that every bank and savings and loan association doing business within the state as a corporation or association within the provisions of 15-31-101 shall annually pay to the state treasurer a financial institutions franchise tax for the privilege of conducting business in this state in corporate form. Since financial institutions possess proportionately greater amounts of intangible assets which are not subject to property tax compared to nonfinancial corporations, it is the intent of the Legislature to equalize overall tax burdens within the state, as well as the total tax burden between financial institutions and other corporations by enacting this tax.

NEW SECTION. Section 5. Definitions. As used in this part, the following definitions apply:

(1) (a) Except as provided in subsection (b), "total deposits" means the average total deposits for a taxable period of a bank or savings and loan association as reported to state or federal regulators on the consolidated report of condition in which are exhibited in detail and under appropriate schedules, the resources and liabilities of a bank or savings and loan association on those past days designated by the comptroller of currency of the United States for reports of national banking associations or for banks required to report to the department of commerce on those past days specified in 32-1-231.

(b) Total deposits include all demand deposits and time deposits, including but not limited to those deposits that are insured by the federal savings and loan insurance corporation and federal deposit insurance corporation, except deposits of the United States government or its agencies or for the state of Montana or its agencies or political subdivision.

(2) "Taxable period" means the taxable year for federal income tax purposes of the bank or savings and loan association.

NEW SECTION. Section 6. Tax imposed — rate — exceptions.

(1) There is imposed upon every bank and savings and loan association for each taxable period a financial institutions franchise tax at the rate of .09% of total deposits.

(2) When a bank or savings and loan association changes its taxable periods, it must promptly notify the department of revenue.

(3) To the extent that a bank or savings and loan association is a branch of a foreign bank or savings and loan association, this section applies only to the total deposits received by the Montana branch or operation.

(4) The rate of tax imposed under this section may not be less than 0.075% nor more than 0.125% of total deposits without approval of two-thirds of each house of the legislature.

NEW SECTION. Section 7. Incorporation by reference. The provisions of the following sections of this chapter are incorporated into this part by reference and are made a part hereof: sections 15-31-101, 15-31-102, 15-31-111, 15-31-123, 15-31-142, 15-31-143, 15-31-501 through 15-31-509, 15-31-521 through 15-31-544, and 15-31-551 through 15-31-554, except that wherever the words "tax", "license tax", "license fee", "corporation excise tax", or like words appear, referring to the tax imposed under part 1 of this chapter, there shall be substituted the words "financial institutions franchise tax", and except that wherever the words "net income", "taxable income", "taxable net income", or like words appear, referring to the basis against which the measure of the license tax computation is made, there shall be substituted the words "total deposits".

Section 8. Section 15-31-101, MCA, is amended to read:

"15-31-101. Organizations subject to tax. (1) The term "corporation" includes associations, joint-stock companies, common-law trusts and business trusts which do business in an organized capacity, and all other corporations whether created, organized, or existing under and pursuant to the laws, agreements, or declarations of trust of any state, country, or the United States.

(2) The terms “engaged in business” and “doing business” both mean actively engaging in any transaction for the purpose of financial or pecuniary gain or profit.

(3) Every corporation, except as hereinafter provided and except as provided in 33-2-705(6), engaged in business in the state of Montana shall annually pay to the state treasurer as a license fee for the privilege of carrying on business in this state such percentage or percentages of its total net income for the preceding taxable year at the rate hereinafter set forth. In the case of corporations having income from business activity which is taxable both within and without this state, the license fee shall be measured by the net income derived from or attributable to Montana sources as determined under part 3.

This tax is due and payable on the 15th day of the 5th month following the close of the taxable year of the corporation; however, the tax becomes a lien as provided in this chapter on the last day of the taxable year in which the income was earned and is for the privilege of carrying on business in this state for the taxable year in which the income was earned.

(4) Every bank organized under the laws of the state of Montana, of any other state, or of the United States and every savings and loan association organized under the laws of this state or of the United States is subject to the Montana ~~corporation license~~ financial institutions franchise tax provided for under this chapter in lieu of the corporate license tax. For taxable years beginning on and after January 1, 1972, this subsection is effective in accordance with Public Law 91-156, section 2 (12 U.S.C. 548).”

NEW SECTION. Section 9. Disposition of revenue. The revenue collected from the tax imposed by this part must be disbursed in accordance with 15-31-701 and 15-31-702.

Section 10. Section 15-31-701, MCA, is amended to read:

“15-31-701. Department of revenue — special duties for transmitting ~~corporation license~~ financial institutions franchise tax revenues collected from banks or savings and loan associations to counties. (1) Within 30 days after receiving ~~corporation license~~ financial institutions franchise tax returns and payments from banks or savings and loan associations, the department of revenue shall transmit to the county treasurer of the county in which the business is located the revenues calculated under 15-31-702(1)(b).

(2) If the department of revenue determines, under the provisions of 15-31-503 and 15-31-531, that a bank or savings and loan association owes more taxes than shown on the original return or has paid more than the tax, penalty, or interest due in any year, it shall notify the bank or savings and loan association. Additional payment is due within 10 days after receipt of the final determination of taxes due. County treasurers shall issue warrants for their portion of the overpayment received and interest, as provided in 15-31-531.

(3) The department shall continue to exercise all its duties and powers outlined in this title with respect to auditing returns and enforcing payment of the ~~corporation license~~ financial institutions franchise taxes owed by banks and savings and loan associations. Any delinquent taxes collected from the sale of property of a bank or savings and loan association under the provisions of 15-31-525

shall be transmitted to the county in which the corporation owing the delinquent taxes is located. The only duties of the county treasurers in this regard are issuing refunds and distributing the taxes to local taxing jurisdictions."

Section 11. Section 15-31-702, MCA, is amended to read:

"15-31-702. Distribution of ~~corporation license~~ financial institutions franchise taxes collected from banks or savings and loan associations. (1) All ~~corporation license~~ financial institutions franchise taxes collected from banks and savings and loan associations shall be distributed in the following manner:

(a) 20% must be remitted to the state treasurer to be allocated as provided in 15-1-501(2); and

(b) 80% must be allocated to the various taxing jurisdictions within the county in which the bank or savings and loan association is located.

(2) The ~~corporation license~~ financial institutions franchise taxes distributed under subsection (1)(b) shall be allocated to each taxing jurisdiction in the proportion that its mill levy for that fiscal year bears to the total mill levy of the taxing authorities of the district in which the bank or savings and loan association is located.

(3) "Taxing jurisdictions" means, for the purposes of this section, all taxing authorities within a county permitted under state law to levy mills against the taxable value of property in the taxing district in which the bank or savings and loan association is located.

(4) If a return filed by a bank or savings and loan association involves branches or offices in more than one taxing jurisdiction, the department of revenue shall provide a method by rule for equitable distribution among those taxing jurisdictions.""

Renumber: subsequent sections

6. Page 5, line 7.

Following: "THROUGH"

Strike: "3"

Insert: "7 and section 9"

7. Page 5, lines 15 through 25.

Strike: section 6 in its entirety

Insert: "Section 14. Contingent effective dates — applicability dates. (1) Section 1 is effective if and only if a final determination is reached in current pending litigation, and all potential appeals are exhausted or barred, that the interest income from certain federal obligations is not includable in the net income measurement base of the Montana corporation license tax. If section 1 becomes effective it applies retroactively, within the meaning of 1-2-109, to taxable periods beginning on and after December 31, 1978 (the effective date of Chapter 634, Laws of 1979), for which a corporation has excluded interest income based upon federal law or for which a corporation has included interest income and subsequently claims a refund of taxes paid based upon federal law.

(2) Sections 2 and 3 are effective on passage and approval. Section 2 applies to taxable periods beginning after December 31, 1982. Section 3 applies retroactively, within the meaning of 1-2-109, to taxable periods beginning after December 31, 1978.

(3) Sections 4 through 11 are effective if and only if the method of calculating the measure of the tax provided for in section 1 is finally held to be unconstitutional or invalid. If section 1 is finally held to be unconstitutional or invalid, sections 4 through 11 apply to taxable periods beginning January 1 of the calendar year in which section 1 is finally held unconstitutional or invalid.”

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills not accepted and returned to the House: 4/19/83

HB 926, introduced by Thoft, Hager, Boylan, et al.

HB 927, introduced by Bardanoue

House amendments to Senate bill not in accordance with the joint rules and returned to the House: 4/19/83

SB 452, introduced by Fuller, J. Brown

House bills concurred in and returned to the House: 4/19/83

HB 23, introduced by Harper, Metcalf, Zabrocki, et al.

HB 558, introduced by Manuel, Thomas, Haffey, et al.

HB 668, introduced by Brand

HJR 38, introduced by Bardanoue, Marks, Turnage

Governor's amendments to House bill adopted and returned to the House: 4/19/83

HB 83, introduced by Hemstad, Driscoll, Dozier, et al.

House amendments to Senate bill concurred in: 4/19/83

SB 429, introduced by R. Manning

Conference committee reports adopted: 4/19/83

Conference committee report on HB 225

Conference committee report on HB 281

Conference committee report on HB 846

Free conference committee report on SB 186

The Senate, on 4/19/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 739.

The President appointed the following members:

Senator Elliott, Chairman
Senator Crippen
Senator Eck

The Senate, on 4/19/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 745.

The President appointed the following members:

Senator Kolstad, Chairman
Senator Lee
Senator Norman

The Senate, on 4/19/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 885.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Kolstad
Senator Towe

The Senate, on 4/19/83, acceded to the request of the House and appointed a conference committee to meet with a like committee from the House to confer on Senate amendments to HB 908.

The President appointed the following members:

Senator Galt, Chairman
Senator Lee
Senator Blaylock

The Senate, on 4/19/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 400.

The President appointed the following members:

Senator Marbut, Chairman
Senator Tveit
Senator Regan

The Senate, on 4/19/83, dissolved the conference committee on HB 656 and appointed a free conference committee to meet with a like committee from the House to confer on HB 656.

The President appointed the following members:

Senator Goodover, Chairman
Senator Turnage
Senator Graham

The Senate, on 4/19/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 742.

The President appointed the following members:

Senator McCallum, Chairman
Senator Hager
Senator Lynch

The Senate, on 4/19/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 897.

The President appointed the following members:

Senator Ochsner, Chairman
Senator Galt
Senator D. Manning

MOTIONS

Representative Neuman excused at this time.

Representative Addy moved that SB 465 be passed to the bottom of the second reading board this day. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bengtson, Brand, D. Brown, J. Brown, Connelly, Darko, Dozier, Driscoll, Eudaily, Hammond, Hansen, Harrington, Hart, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Menahan, Metcalf, Nisbet, Pavlovich, Peck, Quilici, Ream, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Mr. Speaker.
Total 46

Noes: Abrams, Bergene, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Ellerd, Ellison, Ernst, Fabrega, Hand, Hannah, Hanson, Harp, Hemstad, Jones, Keyser, Miller, Mueller, Nordtvedt, O'Connell, Phillips, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow, Zabrocki.
Total 43

Excused: Iverson, Neuman.
Total 2

Absent or not voting: Bardanouve, Donaldson, Fagg, Farris, Harper, McCormick, Marks, Nilson, Stobie.
Total 9

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 83. Motion carried.

The Speaker appointed the following representatives:

Nisbet, Chairman
Hemstad
Daily

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 656. Motion carried.

The Speaker appointed the following representatives:

Menahan, Chairman
Fabrega
Metcalf

Representative Vincent moved that the rules be temporarily suspended to allow HJR 47 to be placed on second reading this day. Motion carried.

Representative Spaeth moved that the free conference committee on SB 401 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on SB 401. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Hanson
Spaeth

Representative Vincent moved that the conference committee on HB 656 be dissolved. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Iverson and Neuman present at this time.

HJR 47 - That HJR 47, introduced bill, be amended as follows:

1. Page 2, lines 16 through 20.

Strike: subsection (2) in its entirety

Insert: "(2) That the 49th Parallel Institute at Montana State University seek funding sources for this study in the amount of \$10,000 and that the study be contingent on this funding."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Wallin, Williams, Winslow, Zabrocki.

Total 86

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Connelly, Donaldson, Dozier, Driscoll, Hammond, Harrington, J. Jensen, Keyser, O'Connell, Shontz, Vinger, Waldron, Yardley.

Total 14

That HJR 47, as amended, do pass. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 91

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bardanouve, Connelly, Driscoll, Harrington, J. Jensen, Keyser, Nordtvedt, Shontz, Yardley.

Total 9

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (84-0)

MOTIONS

Representative Vincent moved that the rules be temporarily suspended to allow HJR 47 to be placed on third reading this day. Motion carried.

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HJR 47 passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Brand.

Total 1

Excused: None.

Total 0

Absent or not voting: Bardanouve, Connelly, Driscoll, Harrington, J. Jensen, Nordtvedt, Ramirez, Thoft.

Total 8

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):	4/20/83
Examined by the sponsor (Driscoll) and found to be correct: HB 847.	4/19/83
Examined by the sponsor (Manuel) and found to be correct: HB 114, HB 545.	4/20/83
Examined by the sponsor (Roush) and found to be correct: HB 334.	
Examined by the sponsor (Asay) and found to be correct: HB 819, HB 820, HB 914.	
Examined by the sponsor (Yardley) and found to be correct: HB 755.	
Examined by the sponsor (Fabrega) and found to be correct: HB 815.	
Examined by the sponsor (Jacobsen) and found to be correct: HB 876.	

Examined by the sponsor (Donaldson) and found to be correct: HB 112.
 Examined by the sponsor (Ramirez) and found to be correct: HB 191.
 Examined by the sponsor (Bardanouve) and found to be correct: HB 898.
 Examined by the sponsor (D. Brown) and found to be correct: HB 802.
 Examined by the sponsor (Vincent) and found to be correct: HB 1.
 Examined by the sponsor (Addy) and found to be correct: HB 899.
 Examined by the sponsor (Peck) and found to be correct: HB 544, HB 919.
 Examined by the sponsor (McBride) and found to be correct: HB 376.
 Examined by the sponsor (Schye) and found to be correct: HB 597.
 Signed by the Speaker at 8:55 a.m., 4/20/83: HB 187, HB 899.
 Delivered to the Governor for his approval at 9:12 a.m., 4/20/83: HB 899.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
 on HB 742

Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 742, met April 19, 1983, and considered the amendments of the following committees:

Senate Committee on Taxation (3/28/83)

We recommend that:

The Senate recede from Senate Standing Committee amendments 1, 2, and 4.

The House accede to Senate Standing Committee amendment 3.

HB 742 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 742 be adopted.

Clerical Instructions:

1. Title, lines 9 and 10.

Following: line 8

Strike: line 9 in its entirety through “;” on line 10

2. Title, line 11.

Strike: “7-12-4301,”

Following: “7-12-4305”

Strike: “₂”

3. Pages 3 and 4.

Strike: line 16 on page 3 through line 14 on page 4

Renumber: subsequent sections

For the House:

O’Connell, Chairman
 Hand
 Kitselman

For the Senate:

McCallum, Chairman
 Hager
 Lynch

Free Conference Committee
 on HB 749

Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 749, met April 19, 1983, and considered the amendments of the following committees:

Senate Committee on Labor and Employment Relations (3/24/83)

We recommend that:

The Senate recede from Senate Standing Committee amendment 1.

The House accede to Senate Standing Committee amendment 2.

HB 749 be further amended as indicated in clerical instructions 1 through 4.

The free conference committee report on HB 749 be adopted.

Clerical Instructions:

1. Page 4, line 15.

Following: line 14

Insert: "(c) foster, develop, and promote job sharing in agencies;"

Renumber: subsequent subsections

2. Page 6, line 6.

Following: "EMPLOYEE"

Insert: "holiday pay, annual leave, sick leave, and health"

3. Page 6, line 9.

Following: line 8

Insert: "(3) Employees classified in a part-time status may not be reclassified to a job sharing status while employed in the position classified as part-time."

4. Page 6, line 11.

Following: "IT IS"

Strike: "CONSIDERED"

Insert: "done"

For the House:

Keenan, Chairman
Waldron
Hemstad

For the Senate:

Aklestad, Chairman
Galt
Lynch

MOTIONS

Representative Vincent moved that the House recess at 10:15 a.m.
Motion carried.

House reconvened at 2:03 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/20/83

Correctly enrolled: HB 1, HB 544, HB 597, HB 819, HB 898, HB 899, HB 919.

BILLS (Menahan, Chairman):

4/20/83

Correctly enrolled: HB 112, HB 114, HB 191, HB 334, HB 376, HB 446, HB 545, HB 755, HB 802, HB 815, HB 820, HB 876, HB 914.

Examined by the sponsor (D. Brown) and found to be correct: HB 446.

REPORTS OF SELECT COMMITTEES

Free Conference Committee

on HB 100

Report No. 2, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 100, met April 20, 1983, and considered the amendments of the following committees:

Senate Standing Committee (3/23/83)

Senate Committee of the Whole (3/26/83)

We recommend that:

The House accede to Senate Standing Committee amendments 3, 4, 5, 7, and 8.

The Senate recede from Senate Standing Committee amendments 1, 2, and 6.

The House accede to Senate Committee of the Whole amendments amending the Senate Standing Committee report and striking sections 17 and 18.

The Senate recede from the remainder of the Senate Committee of the Whole amendments.

HB 100 be further amended as indicated in clerical instructions 1 through 5.

The free conference committee report on HB 100 be adopted.

Clerical Instructions:

1. Page 4, line 15.

Following: "~~shall~~"Strike: "~~MAY~~"

Insert: "shall"

2. Page 4, line 23.

Following: "emphasis on"

Strike: remainder of lines 23 and 24 in their entirety

Insert: "energy efficiency;"

3. Page 5, line 6.

Following: "~~HAVE~~"Strike: "~~DEMONSTRABLE~~"

4. Page 5, line 11.

Following: line 10

Insert: "(7) Nothing in this section shall give rise to a civil action against a financial institution or lender."

5. Page 11, line 18.

Following: "ACCOUNTABILITY"

Insert: "and shall include at least one person representing each of the following:

(a) the financial community;

(b) small business;

(c) agriculture; and

(d) labor.”

For the House:

Kemmis, Chairman
Vincent
Fabrega

For the Senate:

Elliott, Chairman
Dover
Van Valkenburg

Free Conference Committee
on HB 656
Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 656, met April 19, 1983, and considered the amendments of the following committees:

Senate Standing Committee (3/7/83)

Senate Committee of the Whole (3/15/83)

We recommend that:

The House accede to all Senate amendments.

HB 656 be further amended as indicated in clerical instructions 1 through 6.

The reference copy of HB 656 be amended to read as specified in the clerical instructions.

The free conference committee report on HB 656 be adopted.

Clerical Instructions:

1. Title, line 8.

Strike: “SECTION”

Insert: “SECTIONS”

Following: “2-17-101,”

Insert: “5-17-101 THROUGH 5-17-103,”

Following: “MCA”

Insert: “; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE”

2. Page 1, line 20.

Following: “(2)”

Strike: remainder of subsection

Insert: “The location of the chambers for the house of representatives shall be determined in the sole discretion of the house of representatives. The location of the chambers of the senate shall be determined in the sole discretion of the senate.

(3) The department of administration, with the advice of the capitol building and planning committee, shall allocate other space for the use of the legislature, including but not limited to space for committee rooms and legislative offices.

NEW SECTION. Section 2. Remodeling and renovation — senate chambers and former supreme court chambers to be preserved. (1) Notwithstanding the provisions of Title 5, chapter 17, part 1, the department of administration shall proceed with the plans for the remodeling and renovation of the state capitol building for which moneys were appropriated by the 47th legislative assembly and reappropriated by the 48th legislative assembly.

(2) In proceeding with such plans, the department of administration shall consult with the capitol building and planning committee provided for in 5-17-101; however, such plans and the implementation of such plans need not be reported to the 49th legislative assembly before implementation.

(3) The department of administration in the implementation of such plans shall keep and maintain the senate chambers in its present location.

(4) If future senate bodies should determine that the location of the senate chambers is to be moved, the department of administration shall keep and maintain the physical structure and location of the present senate chambers as a single room which shall be used for legislative purposes. Such room shall not be divided in any manner and the artwork and the height of the ceiling shall be maintained and preserved.

(5) The department of administration shall keep and maintain the physical structure and location of the supreme court chambers which were occupied by the Montana Supreme Court until the new justice building was completed and dedicated in 1983 as a single room which shall be used for legislative committee purposes. Such room shall not be divided in any manner and the artwork and the height of the ceiling shall be maintained and preserved.

NEW SECTION. Section 3. Allocation of senate and house of representatives work space. In the implementation of the plans for remodeling and renovation of the state capitol building referred to in this act, the department of administration after having allocated adequate space for the house of representatives and the senate leaderships and staff shall, with respect to any space in excess of such needs, divide any office, work and committee room space on a proportionate basis determined by the number of house of representatives members and the number of senate members.

Section 4. Section 5-17-101, MCA, is amended to read:

“5-17-101. Capitol building and planning committee — appointment, composition, and meetings. (1) There is a capitol building and planning committee consisting of 16 members as follows:

(a) six members of the house of representatives appointed by the speaker on a bipartisan basis;

(b) six members of the senate appointed by the committee on committees on a bipartisan basis;

(c) the director of the department of administration who shall serve as a nonvoting member;

(d) the administrator of the architectural and engineering division of the department of administration who shall serve as a nonvoting member;

(e) a representative of the governor's office designated by the governor who shall serve as a nonvoting member; and

(f) the director of the Lewis and Clark areawide planning organization who shall serve as a nonvoting member.

(2) The committee shall select a chairman who may call meetings at his discretion for the conduct of committee business.”

Section 5. Section 5-17-102, MCA, is amended to read:

"5-17-102. Function of committee — capitol area master plan. (1) The function of the committee is to establish and maintain a master plan for the orderly development of state buildings in the immediate area of the capital city. The master plan shall be developed and maintained with consideration given to the following factors:

(a) the needs of the state relative to the location and design of buildings to be constructed, purchase of land, parking facilities, traffic management, and landscaping;

(b) the ordinances, plans, requirements, and proposed improvements of the city of Helena and Lewis and Clark County based without limitation upon zoning regulations, population trends, and plans for rapid transit development;

(c) any other factors that bear upon the orderly, integrated, and cooperative development of the state, the city of Helena, Lewis and Clark County, and of state property in the immediate area of the capital city.

(2) The committee shall consult with and advise the department of administration concerning the assignment of space in the capitol complex and the actual placement of busts, statues, memorials, or art displays of a permanent nature within public areas of the capitol complex. No such item may be permanently displayed unless authorized by the legislature.

(3) The committee shall serve as a long-range building committee to recommend to the legislature and the department of administration construction and remodeling priorities for the capitol complex.

~~(4) The committee shall serve as the legislature's representative in the preparation and implementation of plans for renovation and remodeling of the capitol. In this capacity the committee may decide, based on its study and analysis, the allocation and use of space in the capitol, including without limitation the location of legislative chambers and committee rooms following any remodeling. Allocation of space shall include adequate space in the capitol for the staff of the legislative finance committee, legislative audit committee, and the legislative council."~~

Section 6. Section 5-17-103, MCA, is amended to read:

"5-17-103. Report to legislature. The committee shall prepare a written report of its activities and recommendations and present the report to the legislature at each regular session for the purpose of assisting the legislature in determining if such recommendations should be implemented. To prepare its report and recommendations, the committee may receive assistance from the legislative council."

NEW SECTION. Section 7. Effective date. This act is effective on passage and approval."

For the House:

Menahan, Chairman
Fabrega
Metcalf

For the Senate:

Goodover, Chairman
Turnage
Graham

Free Conference Committee
on SB 48
Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 48, met April 19, 1983, and considered the amendments of the following committees:

House Committee on State Administration (2/7/83)

We recommend that:

The Senate accede to House Standing Committee amendments 1 and 2.

The House recede from House Standing Committee amendment 3.

SB 48 be further amended as indicated in clerical instruction 1.

The free conference committee report on SB 48 be adopted.

Clerical Instructions:

1. Title, line 7.

Following: "NUMBER"

Insert: ", THE FISCAL STATEMENT,"

2. Page 4, line 1.

Following: "; (2)(e);"

Insert: ", (2)(e);"

For the House:

Brand, Chairman
Driscoll
Mueller

For the Senate:

Marbut, Chairman
Hammond
Towe

Free Conference Committee
on SB 401
Report No. 1, April 18, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 401, met April 18, 1983, and considered the amendments of the following committees:

House Committee on Agriculture (3/18/83)

House Committee of the Whole (3/22/83)

We recommend that:

The Senate accede to House Standing Committee amendments 1 through 4 and 6 through 10.

The House recede from House Standing Committee amendment 5.

The Senate accede to the House Committee of the Whole amendment.

SB 401 be further amended as indicated in clerical instruction 1.

The reference copy of SB 401 be amended to read as specified in the clerical instructions.

The free conference committee report on SB 401 be adopted.

Clerical Instructions:

1. Page 2, line 6.

Following: "Recordation."

Strike: subsections (1) and (2) in their entirety

Insert: "(1) The parties to a transfer of a water right, or their agents or representatives, shall record with the county clerk and recorder a water right transfer certificate.

(2) Except in the case of a transfer of real property served by a public service water supply, when any person presents for recording a deed or other instrument evidencing a transfer of real property, the Realty Transfer Certificate shall note whether or not the transfer includes a transfer of water rights. If the Realty Transfer Certificate notes a transfer of water rights, the Clerk and Recorder shall provide such person the form prescribed in this act for the transfer of water rights. The recording of the deed or other instrument shall not be delayed because of the transfer of the water rights."

For the House:

Spaeth, Chairman
Hanson
Harper

For the Senate:

Hager, Chairman
Turnage
Boylan

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 20, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 629 and 899.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments: 4/20/83

HB 171, introduced by Williams, Yardley

Conference committee reports adopted:

4/20/83

Conference committee report on HJR 19

Free conference committee report on SB 40

Free conference committee report on SB 235

Free conference committee report on SB 439

Free conference committee report on HB 47

Free conference committee report on HB 299

Free conference committee report on HB 335

Free conference committee report on HB 581

Free conference committee report on HB 720

The Senate, on 4/19/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 447.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Keating
Senator Regan

MOTIONS

Representative Williams moved that the rules be temporarily suspended to allow Senate amendments to HB 171 to be accepted by the House. Motion carried.

Representative Williams moved that Senate amendments to HB 171 be placed on second reading this day. Motion carried.

Representative Vincent moved that the conference committee on HB 908 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 908. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Iverson
Kemmis

Representative Asay moved that the rules be temporarily suspended to allow for the introduction of a resolution. Motion failed.

Representative Vincent moved that the House recess at 2:16 p.m. Motion carried.

House reconvened at 3:25 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/20/83

Correctly enrolled: HB 405, HB 510, HB 600, HB 733, HB 800, HB 880, HB 902, HJR 31.

Signed by the Speaker at 11:20 a.m., 4/20/83: HB 750.

Signed by the Speaker at 12:30 p.m., 4/20/83: HB 58, HB 153, HB 317, HB 373, HB 418, HB 446, HB 526, HB 841, HB 890, HB 901, HB 922, HB 923, HB 924, SB 247, SB 342, SJR 14, SJR 25.

Delivered to the Governor for his approval at 11:34 a.m., 4/20/83: HB 750.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 68

Report No. 1, April 19, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 68, met April 19, 1983, and considered the amendments of the following committees:

Senate Committee on Natural Resources (3/17/83)

Senate Committee of the Whole (3/19/83)

We recommend that:

The House accede to Senate Standing Committee amendments.

The House accede to Senate Committee of the Whole amendment.

HB 68 be further amended as indicated in clerical instruction 1.

The free conference committee report on HB 68 be adopted.

Clerical Instructions:

1. Page 2.

Following: line 23

Insert: "Section 2. Presumption of nuisance and disorderly conduct.

For the purposes of this part, the operation of a motorboat that emits noise in excess of 86 dbA when measured at a distance of 50 feet is presumed to be a public nuisance and constitute disorderly conduct except when otherwise lawfully operated under a motorboat racing permit issued by a political subdivision of the state."

Renumber: subsequent section

For the House:

Harper, Chairman
Seifert
Veleber

For the Senate:

Dover, Chairman
Lee
Mohar

Free Conference Committee
on HB 897

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 897, met April 20, 1983, and considered the amendments of the following committees:

Senate Committee on Finance and Claims (4/13/83)

Senate Committee of the Whole (4/14/83)

We recommend that:

The House accede to Senate Standing Committee amendments.

The House accede to Senate Committee of the Whole amendment.

HB 897 be further amended as indicated in clerical instruction 1.

The free conference committee report on HB 897 be adopted.

Clerical Instructions:

1. Page 6.

Following: line 13

Insert: "Water Resources Oversight Committee \$15,000"

For the House:

Neuman, Chairman
Harper
Lory

For the Senate:

Ochsner, Chairman
Galt
Manning

MOTIONS

Representative J. Brown moved that SB 452 be placed on second reading this day. Motion carried.

Representative Fabrega moved that the free conference committee report on HB 656 be placed on second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 606 - That the free conference committee report on HB 606 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Harp, Harper, Hart, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, Marks, Menahan, Metcalf, Mueller, Nilson, Nisbet, Nordtvedt, Phillips, Pistoria, Ramirez, Ream, Roush, Sales, Schultz, Smith, Swift, Switzer, Underdal, Veleber, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Asay, Bachini, Bardanouve, Bergene, Devlin, Donaldson, Farris, Hanson, Hemstad, Jacobsen, R. Jensen, Jones, Kemmis, Kitselman, Lory, McCormick, Miller, Neuman, O'Connell, Peck, Ryan, Sands, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Vincent, Vinger, Waldron, Wallin.

Total 33

Excused: None.

Total 0

Absent or not voting: Brand, Daily, Harrington, Manuel, Pavlovich, Quilici, Thoft.

Total 7

HB 776 - That the free conference committee report on HB 776 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Daily, Nordtvedt, Pavlovich, Quilici, Thoft, Waldron.

Total 7

Representative Dozier in the Chair.

SB 465 - That SB 465, third reading copy, be amended as follows:

1. House Judiciary Committee amendment, dated 4/19/83.

Strike: the amendment

Amendment passed as follows:

Ayes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley.

Total 79

Noes: Addy, Brand, Connelly, Darko, Driscoll, Hammond, Hansen, Harrington, Hart, J. Jensen, Kemmis, Kennerly, McBride, Menahan, Metcalf, Ream, Schye, Veleber, Vincent, Zabrocki.

Total 20

Excused: None.

Total 0

Absent or not voting: Thoft.

Total 1

That SB 465, third reading copy, be further amended as follows:

1. Title, line 9.

Following: "DATE"

Insert: "AND A TERMINATION DATE"

2. Page 9.

Following: line 6

Insert: "Section 9. Termination date. [Section 2] terminates June 30, 1985."

Amendment passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Hannah, Seifert, Stobie, Waldron.

Total 4

Excused: None.

Total 0

Absent or not voting: Brand, Donaldson, Harrington, Hart, Kennerly, Thoft.

Total 6

Representative Kemmis excused at this time.

That SB 465, third reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, Connelly, Darko, Driscoll, Harrington, J. Jensen, Keenan, McBride, Menahan, Metcalf, Ream, Saunders, Schye, Veleber, Vincent.

Total 15

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Curtiss, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Excused: Kemmis.

Total 1

Absent or not voting: Brand, Daily, Howe, Thoft.

Total 4

Representative Ramirez was excused from voting due to a possible conflict of interest.

Representative Kemmis present at this time.

That SB 465, third reading copy, be further amended. Amendment failed as follows:

Ayes: Addy, D. Brown, Connelly, Darko, Dozier, Driscoll, Hammond, Hansen, Harper, Harrington, Hart, J. Jensen, Keenan, Kemmis, Kennerly, McBride, Menahan, Metcalf, Nisbet, Ream, Schye, Veleber, Vincent, Williams, Yardley.

Total 25

Noes: Abrams, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keyser, Kitselman, Koehnke, Lory, Lybeck, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 71

Excused: Ramirez.

Total 1

Absent or not voting: Brand, Daily, Thoft.

Total 3

That SB 465, as amended, be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Driscoll, J. Jensen, Menahan, Metcalf.

Total 4

Excused: None.

Total 0

Absent or not voting: Brand, Daily, Thoft.

Total 3

Representative Addy in the Chair.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (87-1)

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/20/83

Examined by the sponsor (Holliday) and found to be correct: HB 405.

Examined by the sponsor (Bardanouve) and found to be correct: HB 902.

Examined by the sponsor (McBride) and found to be correct: HB 600.

Examined by the sponsor (Jones) and found to be correct: HB 510.

Examined by the sponsor (Bergene) and found to be correct: HB 880.

Examined by the sponsor (Vincent) and found to be correct: HB 800.

Examined by the sponsor (Williams) and found to be correct: HJR 31.

Examined by the sponsor (Bengtson) and found to be correct: HB 733.

Delivered to the Governor for his approval at 3:10 p.m., 4/20/83: HB 16, HB 150, HB 285, HB 408, HB 429, HB 435, HB 637, HB 692, HB 716, HB 743, HB 780, HB 785, HB 870.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 83

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 83, met April 20, 1983, and considered the following:

Governor's proposed amendment (4/13/83)

We recommend that:

The Senate recede from the Governor's proposed amendment 1.
 HB 83 be further amended as indicated in clerical instruction 1.
 The free conference committee report on HB 83 be adopted.

Clerical Instructions:

1. Title, line 7.
 Following: "THAT"
 Insert: "CERTAIN"

For the House:

Nisbet, Chairman
 Daily
 Hemstad

For the Senate:

Story, Chairman
 Marbut
 Towe

Conference Committee
 on HB 739
 Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your conference committee on amendments to HB 739, met April 20, 1983, and considered the amendments of the following committees:

Senate Committee on Taxation (4/12/83)

We recommend that:

The House accede to Senate Standing Committee amendments 1 through 6.

The Senate recede from Senate Standing Committee amendments 7 through 9.

The conference committee report on HB 739 be adopted.

Clerical Instructions:

1. Senate Standing Committee amendments.
 Strike: amendments 7 through 9

For the House:

Keenan, Chairman
 Yardley
 Underdal

For the Senate:

Elliott, Chairman
 Eck
 Crippen

Free Conference Committee
 on SB 451
 Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 451, met April 20, 1983, and considered the amendments of the following committees:

House Committee on Legislative Administration (3/26/83)

We recommend that:

The Senate accede to the House Standing Committee amendment.

SB 451 be further amended as indicated in clerical instructions 1 through 4.

The free conference committee report on SB 451 be adopted.

Clerical Instructions:

1. Title, line 6.

Strike: "IMPROVEMENT"

2. Title, line 19.

Following: "MCA;"

Insert: "PROVIDING BUDGETARY AND ADMINISTRATIVE AUTHORITY IN THE COMMITTEE; AMENDING SECTIONS 5-2-302, 5-11-105, 5-11-111, 5-11-301, 5-12-205, 5-12-304, 5-13-302, 5-13-304, 5-13-305, 75-1-321, AND 75-1-323, MCA;"

3. Title, lines 20 and 21.

Following: "IMMEDIATE"

Insert: "IMMEDIATE"

Strike: "AND TERMINATION DATE"

4. Pages 1 through 4.

Strike: all of the bill following the enacting clause

Insert: NEW SECTION. Section 1. Appointment and composition of legislative management committee — definition. (1) There is an eight-member, equally bipartisan legislative management committee that consists of the president and minority leader of the senate, the speaker and minority leader of the house of representatives, and either the chairman or vice-chairman of the legislative council, finance committee, audit committee, and environmental quality council. The four legislative leadership members shall appoint representatives from the legislative council, finance committee, audit committee, and environmental quality council in a manner which will preserve the partisan balance.

(2) As used in this chapter, unless the context indicates otherwise, "committee" means the legislative management committee.

NEW SECTION. Section 2. Term. Membership on the committee is for 2 years and terminates with the appointment of a new committee or on the last legislative day of the next regular session following the one in which the appointment was made, whichever occurs first. A new committee must be appointed no later than the last day of each regular session.

NEW SECTION. Section 3. Vacancies. A vacancy on the committee occurring when the legislature is not in session must be filled by the selection of another member by the same method as the original appointment.

NEW SECTION. Section 4. Officers — rules of procedure — records — staff support. (1) The committee shall organize immediately following appointment by electing one of its members as its chairman and by electing such other officers from among its membership as the members consider desirable.

(2) The committee may adopt rules of procedure and rules to carry out the purpose for which it is created and may make all arrangements for its meetings. The committee shall keep accurate records of its activities and proceedings.

(3) The legislative council, audit committee, finance committee, and environmental quality council shall cooperate with and assist the committee in performing its duties. The legislative council shall provide clerical support.

NEW SECTION. Section 5. Powers and duties of committee. (1) The committee may appoint appropriate bipartisan subcommittees of legislators to address questions of statewide importance arising when the legislature is not in session or to perform such other functions as the committee considers necessary.

(2) The committee shall develop the budget requests for all legislative support agencies in consultation with those agencies and shall establish uniform personnel management policies, staffing levels, and compensation for all legislative branch employees.

(3) The committee may employ the services of any research or consulting agency that it considers necessary in the discharge of its duties.

(4) The committee shall develop plans or recommendations considered appropriate by the committee for improving coordination, efficiency, and effectiveness of the legislature and its staff services.

Section 6. Section 5-2-302, MCA, is amended to read:

“5-2-302. Compensation and expenses when legislature not in session. When the legislature is not in session, members of the legislative management committee, the legislative council, legislative subcommittees, and select and interim committees, while engaged in authorized committee business, are entitled to:

- (1) a mileage allowance as provided in 2-18-503;
- (2) expenses as provided in 2-18-501 and 2-18-502; and
- (3) a salary equal to one full day's pay at the rate of a classified state employee, described in 5-2-301 for each 24-hour period of time (from midnight to midnight), or portion thereof, spent away from home on authorized committee business. However, if time spent for business other than authorized committee business results in lengthening a legislator's stay away from home into an additional 24-hour period, he may not be compensated for the additional day.”

Section 7. Section 5-11-105, MCA, is amended to read:

“5-11-105. Powers and duties of council. ~~(1) If a question of statewide importance arises when the legislature is not in session and a subcommittee has not been appointed to consider the question, the legislative council shall assign the question to an appropriate subcommittee.~~

~~(2)~~(1) The legislative council shall supervise the activities of the council staff.

~~(3)~~(2) The legislative council shall assist in the preparation and submission of all standing and select committee and subcommittee reports and recommendations to the legislature.

~~(4)~~(3) This section shall not be construed to permit the council to approve or disapprove of any substantive portions or recommendations of a standing or select committee or subcommittee report.”

Section 8. Section 5-11-111, MCA, is amended to read:

"5-11-111. Executive director, personnel, and consultants. The Subject to the approval of the legislative management committee, the legislative council may employ an executive director and such other personnel, not members of the council, as it considers necessary to assist in the preparation of proposed legislative acts and standing and select committee and subcommittee reports and recommendations and to carry out other council activities. The council shall fix the compensation of such employees subject to the approval of the legislative management committee. It may also employ the services of any research agency which it considers necessary in the discharge of its duties."

Section 9. Section 5-11-301, MCA, is amended to read:

"5-11-301. Functions of legislative ~~council~~ management committee — interstate cooperation. It shall be a function of the legislative ~~council~~ management committee to:

- (1) carry forward the participation of the state of Montana as a member of the council of state governments, and the legislative ~~council~~ management committee is hereby designated as the Montana commission on interstate cooperation;
- (2) encourage and assist the government of this state to develop and maintain friendly contact by correspondence, by conference, and otherwise with the other states, with the federal government, and with local units of government;
- (3) establish such delegations and committees as may be deemed advisable, including delegations to the national conference of state legislatures, to confer with similar delegations and committees from other states concerning problems of mutual interest. The membership of such delegations and committees may consist of legislators and employees of the state other than members of the legislative ~~council~~ management committee. Members of such delegations and committees ~~shall serve without pay, but they~~ may be reimbursed for expenses as provided by law.
- (4) endeavor to advance cooperation between this state and other units of government whenever it seems advisable to do so by formulating proposals for interstate compacts and reciprocal or uniform legislation and by facilitating the adoption of uniform or reciprocal administrative rules and regulations, informal cooperation of governmental offices, personal cooperation among governmental officials and employees, interchange and clearance of research and information, and any other suitable process."

Section 10. Section 5-12-205, MCA, is amended to read:

"5-12-205. Powers and duties of committee. The committee may:

- (1) organize, adopt rules to govern its proceedings, and meet as often as necessary, upon the call of the chairman, to advise and consult with the legislative fiscal analyst;
- (2) employ and, subject to the approval of the legislative management committee, set the salary of the legislative fiscal analyst, who shall serve at the pleasure of and be responsible to the committee; and
- (3) exercise the investigatory powers of a standing committee under chapter 5, part 1, of this title."

Section 11. Section 5-12-304, MCA, is amended to read:

"5-12-304. Employees and consultants. The legislative fiscal analyst may, subject to the approval of the legislative management committee, employ, fix the salaries, and define the duties of such staff and consultants as may be necessary, within the limits of his appropriation."

Section 12. Section 5-13-302, MCA, is amended to read:

"5-13-302. Appointment and qualifications. (1) The committee shall appoint the legislative auditor and, subject to the approval of the legislative management committee, set his salary.

(2) The legislative auditor shall hold a degree from an accredited college or university with a major in accounting or an allied field and shall have at least 2 years' experience in the field of governmental accounting and auditing."

Section 13. Section 5-13-304, MCA, is amended to read:

"5-13-304. Powers and duties. The legislative auditor shall:

(1) audit the financial affairs and transactions of every state agency;

(2) make a complete written report of each audit. A copy of each report shall be furnished to the department of administration, the state agency which was audited, each member of the legislative audit committee, ~~and the legislative council~~, and each member of the legislative management committee.

(3) report immediately in writing to the attorney general and the governor any apparent violation of penal statutes disclosed by the audit of a state agency and furnish the attorney general with all information in his possession relative to the violation;

(4) report immediately in writing to the governor any instances of misfeasance, malfeasance, or nonfeasance by a state officer or employee disclosed by the audit of a state agency;

(5) report immediately to the surety upon the bond of an official or employee when an audit discloses a shortage in the accounts of the official or employee. Failure to notify the surety does not release the surety from any obligation under the bond.

(6) report to the legislature during the first week of each regular session. The report shall contain, among other things, copies of or summaries of audit reports on state agencies and any recommendations relating to such reports.

(7) have the authority to audit records of organizations and individuals receiving grants from or on behalf of the state to determine that the grants are administered in accordance with the grant terms and conditions. Whenever a state agency enters into an agreement to grant resources under its control to others, the agency must obtain the written consent of the grantee to the audit provided for in this subsection."

Section 14. Section 5-13-305, MCA, is amended to read:

"5-13-305. Employees, consultants, and legal counsel. The Subject to the approval of the legislative management committee, the legislative auditor may appoint whatever employees and consultants are

necessary to carry out the provisions of this chapter, within the limitations of legislative appropriations. The legislative auditor may employ legal counsel to conduct proceedings under this chapter.”

Section 15. Section 75-1-321, MCA, is amended to read:

“75-1-321. Appointment and qualifications of executive director. The council shall appoint the executive director and, subject to the approval of the legislative management committee, set his salary. The executive director shall hold a degree from an accredited college or university with a major in one of the several environmental sciences and shall have at least 3 years of responsible experience in the field of environmental management. He shall be a person who, as a result of his training, experience, and attainments, is exceptionally well qualified to analyze and interpret environmental trends and information of all kinds; to appraise programs and activities of the state government in the light of the policy set forth in 75-1-103; to be conscious of and responsive to the scientific, economic, social, aesthetic, and cultural needs and interests of the state; and to formulate and recommend state policies to promote the improvement of the quality of the environment.”

Section 16. Section 75-1-323, MCA, is amended to read:

“75-1-323. Appointment of employees. The executive director, subject to the approval of the council and the legislative management committee, may appoint whatever employees are necessary to carry out the provisions of this chapter, within the limitations of legislative appropriations.”

NEW SECTION. Section 17. Codification instruction. Sections 1 through 5 are intended to be codified as an integral part of Title 5, chapter 20.

NEW SECTION. Section 18. Effective date. This act is effective on passage and approval.”

For the House:

Menahan, Chairman
Donaldson
Kemmis

For the Senate:

Stephens, Chairman
Kolstad
Boylan

Free Conference Committee
on HB 908

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 908, met April 20, 1983, and considered the amendments of the following committees:

Senate Committee on Rules (4/7/83)

Senate Committee on Agriculture (4/14/83)

Senate Committee of the Whole (4/14/83)

We recommend that:

The House accede to Senate Committee on Rules amendments.

The House accede to Senate Committee on Agriculture amendments 1 through 7 and 9 and 10.

The Senate recede from Committee on Agriculture amendment 8.

The Senate recede from Senate Committee of the Whole amendments 1 and 2.

HB 908 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 908 be adopted.

Clerical Instructions:

1. Page 16, line 23.

Strike: "THROUGH (4)"

Insert: "and (3)"

2. Page 19, lines 13 through 24.

Strike: subsections (2) and (3) in their entirety

Insert: "(2) (a) The department may not issue a permit for an appropriation of 10,000 or more acre-feet of water a year or 15 or more cubic feet per second of water unless it affirmatively finds:

(i) the criteria in subsection (1) are met;

(ii) the applicant has proven by clear and convincing evidence that the rights of a prior appropriator will not be adversely affected;

(iii) the proposed appropriation is a reasonable use. Such a finding shall be based on a consideration of the following:

(A) the existing demands on the state water supply, as well as projected demands such as reservations of water for future beneficial purposes, including municipal water supplies, irrigation systems, and minimum streamflows for the protection of existing water rights and aquatic life;

(B) the benefits to the applicant and the state;

(C) the economic feasibility of the project;

(D) the effects on the quantity, quality, and potability of water for existing beneficial uses in the source of supply;

(E) the effects on private property rights by any creation of or contribution to saline seep; and

(F) the probable significant adverse environmental impacts of the proposed use of water as determined by the department pursuant to Title 75, chapter 1, or Title 75, chapter 20.

(b) A permit for an appropriation for a diversion for a consumptive use of 10,000 or more acre-feet of water a year or 15 or more cubic feet per second of water under this subsection may not be issued unless the department petitions the legislature and the legislature affirms the findings of the department."

Renumber: subsequent subsection

For the House:

Harper, Chairman
Iverson
Kemmis

For the Senate:

Galt, Chairman
Blaylock
Lee

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/20/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 83.

The President appointed the following members:

Senator Story, Chairman
 Senator Marbut
 Senator Towe

The Senate, on 4/20/83, dissolved the conference committee on HB 908 and appointed a free conference committee to meet with a like committee from the House to confer on HB 908.

The President appointed the following members:

Senator Galt, Chairman
 Senator Lee
 Senator Blaylock

MOTIONS

Representative Spaeth moved that the conference committee on Senate amendments to HB 885 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 885. Motion carried.

The Speaker appointed the following representatives:

Spaeth, Chairman
 Lory
 Jacobsen

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 317 - That the conference committee report on House amendments to SB 317 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hannah, Sales, Wallin.

Total 3

Excused: None.

Total 0

Absent or not voting: Brand, Hart, Thoft, Williams.

Total 4

HB 118 - That the free conference committee report on HB 118 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Holliday, Iverson, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Mueller, Nilson, Nisbet, O'Connell, Peck, Pistoria, Quilici, Ream, Roush, Ryan, Schye, Spaeth, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 60

Noes: Asay, Bengtson, Compton, Curtiss, Devlin, Ellerd, Ernst, Fagg, Hannah, Hanson, Hemstad, Howe, Jacobsen, J. Jensen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Menahan, Miller, Neuman, Nordtvedt, Pavlovich, Phillips, Ramirez, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Swift, Switzer, Vinger.

Total 37

Excused: None.

Total 0

Absent or not voting: Bardanouve, McCormick, Thoft.

Total 3

HB 540 - That the free conference committee report on HB 540 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Keyser, Kitselman, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 75

Noes: D. Brown, Devlin, Driscoll, Iverson, Jacobsen, Jones, Kennerly, Koehnke, McCormick, Menahan, Nilson, Pavlovich, Phillips, Quilici, Ryan, Seifert, Smith, Solberg, Stobie, Swift, Underdal, Zabrocki.

Total 22

Excused: None.

Total 0

Absent or not voting: Harper, Thoft, Waldron.

Total 3

HB 742 - That the free conference committee report on HB 742 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser,

Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Bertelsen, Dozier, Shontz, Thoft, Waldron.

Total 5

SB 48 - That the free conference committee report on SB 48 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hand, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley.

Total 85

Noes: D. Brown, Driscoll, Hammond, Hannah, Hansen, Kadas, Sales, Zabrocki.

Total 8

Excused: None.

Total 0

Absent or not voting: Bertelsen, Dozier, Lybeck, Menahan, Shontz, Thoft, Waldron.

Total 7

Representative Kemmis excused at this time.

SB 312 - That the free conference committee report on SB 312 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Ryan, Saunders, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 84

Noes: Bliss, Keyser, Koehnke, Mueller, Phillips, Pistoria, Ramirez, Sales, Sands, Schultz, Swift.

Total 11

Excused: Kemmis.

Total 1

Absent or not voting: Bertelsen, Dozier, Ellerd, Thoft.

Total 4

Representative Kemmis present at this time.

Representatives Neuman and Waldron excused at this time.

SB 401 - That the free conference committee report on SB 401 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 93

Noes: Hannah.

Total 1

Excused: Neuman, Waldron.

Total 2

Absent or not voting: Bertelsen, Dozier, Shontz, Thoft.

Total 4

Representative Neuman present at this time.

HB 747 - That the Governor's amendments to HB 747 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 93

Noes: Harp.

Total 1

Excused: Waldron.

Total 1

Absent or not voting: Dozier, Fagg, Hansen, Thoft, Yardley.

Total 5

HB 171 - That Senate amendments to HB 171 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 92

Noes: Hannah, Nordtvedt, Sales.

Total 3

Excused: Waldron.

Total 1

Absent or not voting: Dozier, R. Jensen, Shontz, Thoft.

Total 4

SB 452 - Representative J. Brown moved that SB 452 be passed to the bottom of the board. Motion carried.

HB 656 - That the free conference committee report on HB 656 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Zabrocki.

Total 96

Noes: Stobie.

Total 1

Excused: Waldron.

Total 1

Absent or not voting: Thoft, Yardley.

Total 2

HB 100 - Representative Kemmis moved that consideration on the free conference committee report on HB 100 be passed for the day. Motion carried.

Representative Kemmis excused at this time.

HB 749 - That the free conference committee report on HB 749 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 89

Noes: Dozier, Ellerd, Keyser, Sales.

Total 4

Excused: Kemmis, Waldron.

Total 2

Absent or not voting: Fagg, Hannah, Harrington, Menahan, Thoft.

Total 5

HB 68 - Representative Dozier moved that the free conference committee report on HB 68 be passed to the bottom of the board. Motion carried.

Representative Kemmis present at this time.

Representative Bengtson excused at this time.

HB 897 - That the free conference committee report on HB 897 be adopted. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Curtiss, Daily, Darko, Devlin, Donaldson, Ellison, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Sands, Schultz, Schye, Seifert, Shontz, Solberg, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 76

Noes: Abrams, Bardanouve, D. Brown, Connelly, Driscoll, Ellerd, Harper, Jacobsen, J. Jensen, Jones, Pavlovich, Sales, Saunders, Smith, Spaeth, Stobie.

Total 16

Excused: Bengtson, Waldron.

Total 2

Absent or not voting: Dozier, Fagg, Marks, Quilici, Ramirez, Thoft.

Total 6

SB 452 - Representative J. Brown moved that consideration on SB 452 be passed for the day. Motion carried.

Representative Bengtson present at this time.

HB 68 - That the free conference committee report on HB 68 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Spaeth, Switzer, Veleber, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 80

Noes: D. Brown, Jacobsen, Jones, Neuman, Ryan, Sales, Smith, Solberg, Stobie, Swift, Underdal.

Total 11

Excused: Waldron.

Total 1

Absent or not voting: Driscoll, Keyser, Manuel, Menahan, O'Connell, Quilici, Ramirez, Thoft.

Total 8

Representative Neuman excused at this time.

SB 451 - Representative D. Brown moved that consideration on the free conference committee report on SB 451 be passed for the day. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Driscoll, Ernst, Eudaily, Fabrega, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ream, Roush, Ryan, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Underdal, Veleber, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 71

Noes: Asay, Compton, Curtiss, Devlin, Ellerd, Ellison, Fagg, Harp, Hemstad, J. Jensen, Kemmis, Kitselman, Marks, Miller, Mueller, Ramirez, Sales, Sands, Swift, Switzer, Vincent, Vinger.

Total 22

Excused: Neuman, Waldron.

Total 2

Absent or not voting: Dozier, Quilici, Seifert, Shontz, Thoft.

Total 5

Representative Neuman present at this time.

HB 739 - That the conference committee report on Senate amendments to HB 739 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Lory, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Seifert, Shontz, Solberg, Spaeth, Underdal, Veleber, Vincent, Williams, Zabrocki.

Total 74

Noes: Asay, Bliss, Devlin, Hannah, Harp, Jones, Koehnke, Lybeck, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Smith, Stobie, Swift, Switzer, Vinger, Wallin.

Total 21

Excused: Waldron.

Total 1

Absent or not voting: Marks, Thoft, Winslow, Yardley.

Total 4

Representative Waldron present at this time.

HB 908 - That the free conference committee report on HB 908 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Spaeth, Swift, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 77

Noes: Asay, Bachini, Bardanouve, Brand, D. Brown, Dozier, Driscoll, Harp, Harrington, Hart, J. Jensen, Jones, McCormick, Menahan, Peck, Ryan, Schye, Smith, Solberg, Stobie, Underdal.

Total 21

Excused: None.

Total 0

Absent or not voting: Manuel, Thoft.

Total 2

HB 83 - That the free conference committee report on HB 83 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth,

Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 96

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Ellison, Harrington, Marks, Thoft.

Total 4

Representative Vincent moved that the committee rise and report. Representative Marks made a substitute motion that the committee beg leave to sit again. The substitute motion carried as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Hart, Hemstad, Holliday, Iverson, J. Jensen, Jones, Keenan, Kemmis, Kitselman, Lory, Marks, Menahan, Miller, Mueller, Nisbet, Phillips, Pistoria, Quilici, Ramirez, Sales, Sands, Seifert, Swift, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin.

Total 51

Noes: Abrams, Addy, Bachini, Bengtson, D. Brown, Darko, Dozier, Driscoll, Farris, Hansen, Harp, Harper, Harrington, Howe, Jacobsen, R. Jensen, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Manuel, Metcalf, Neuman, Nilson, Nordtvedt, O'Connell, Peck, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Veleber, Williams, Winslow, Yardley, Zabrocki.

Total 45

Excused: None.

Total 0

Absent or not voting: Bardanouve, Pavlovich, Smith, Thoft.

Total 4

Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved that the committee of the whole report be deemed read. Motion carried. Chairman Addy moved the adoption of the committee report. Report adopted. (90-6)

MOTIONS

Representative Marks moved that the House reconsider its pass consideration action on the free conference committee report on SB 451, second reading this day. Motion carried as follows:

Ayes: Asay, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Hemstad, Holliday, Iverson, J. Jensen, Jones, Keenan, Kitselman, Lory, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Phillips, Pistoria, Quilici, Ramirez, Ream, Sales, Sands, Seifert, Smith, Solberg, Swift, Switzer, Underdal, Vincent, Vinger, Waldron, Wallin, Mr. Speaker.

Total 55

Noes: Abrams, Addy, Bachini, Bengtson, Brand, D. Brown, Darko, Dozier, Driscoll, Farris, Harp, Harrington, Hart, Howe, Jacobsen, R. Jensen, Kadas, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick,

Manuel, Metcalf, Nilson, Nordtvedt, O'Connell, Peck, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Spaeth, Stobie, Veleber, Williams, Winslow, Yardley, Zabrocki.

Total 42

Excused: None.

Total 0

Absent or not voting: Bardanouve, Pavlovich, Thoft.

Total 3

Representative Marks moved that the free conference committee report on SB 451 be placed at the top of the second reading board this day. Motion carried.

Representative Vincent moved that the free conference committee on HB 100 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on HB 100. Motion carried.

The Speaker appointed the following representatives:

Kemmis, Chairman

Harper

Fabrega

Representative Neuman moved that the Governor's amendments to SB 335 be placed on second reading this day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Addy in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Shontz excused at this time.

SB 451 - Representative Kemmis moved that the free conference committee report on SB 451 be adopted. Representative D. Brown made a substitute motion that consideration on the free conference committee report on SB 451 be indefinitely postponed. The substitute motion carried as follows:

Ayes: Abrams, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Devlin, Dozier, Driscoll, Ernst, Fabrega, Farris, Hannah, Harp, Harper, Hart, Howe, Jacobsen, R. Jensen, Jones, Kennerly, Keyser, Koehnke, McBride, McCormick, Manuel, Metcalf, Nilson, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Roush, Ryan, Saunders, Seifert, Smith, Solberg, Stobie, Veleber, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki.

Total 50

Noes: Addy, Asay, Compton, Connelly, Curtiss, Darko, Donaldson, Ellison, Eudaily, Fagg, Hammond, Hand, Hansen, Hanson, Harrington, Hemstad, Holliday, Iverson, J. Jensen, Kadas, Keenan, Kemmis, Kitselman, Lory, Lybeck, Marks, Menahan, Miller, Mueller, Neuman, Nisbet, Quilici, Ream, Sands, Schultz, Schye, Spaeth, Swift, Switzer, Underdal, Vincent, Wallin.

Total 42

Excused: Shontz.

Total 1

Absent or not voting: Bardanouve, Daily, Ellerd, Pavlovich, Ramirez, Sales, Thoft.

Total 7

SB 335 - That the Governor's amendments to SB 335 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Koehnke, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 53

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hannah, Hanson, Harp, Hart, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 46

Paired: Shontz, Aye; Fabrega, No.

Excused: None.

Total 0

Absent or not voting: Thoft.

Total 1

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Addy moved the adoption of the committee report. Report adopted. (84-9)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Waldron excused at this time.

HB 606, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Saunders, Schultz, Schye, Spaeth, Swift, Underdal, Veleber, Vincent, Vinger, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 77

Noes: Bachini, Brand, Devlin, Hannah, Hanson, Jacobsen, R. Jensen, Jones, Kitselman, Lory, Peck, Ryan, Sands, Seifert, Smith, Solberg, Stobie, Switzer, Wallin.

Total 19

Excused: Shontz, Waldron.

Total 2

Absent or not voting: Ellerd, Thoft.

Total 2

Representative Waldron present at this time.

HB 776, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Pistoria, Thoft.

Total 2

SB 317, conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Hannah, Kitselman.

Total 2

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 118, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Eudaily, Fabrega, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Iverson, R. Jensen, Kadas, Keenan, Kennerly, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 66

Noes: Asay, Bengtson, Compton, Curtiss, Devlin, Ellerd, Ernst, Fagg, Hannah, Hanson, Howe, Jacobsen, J. Jensen, Jones, Keyser, Kitselman, Koehnke, Miller, Nordtvedt, Phillips, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer.

Total 31

Excused: Shontz.

Total 1

Absent or not voting: Hansen, Thoft.

Total 2

HB 540, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, J. Jensen, R. Jensen, Kadas, Keenan, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Schye, Smith, Spaeth, Switzer, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 81

Noes: Asay, Brand, D. Brown, Devlin, Driscoll, Jacobsen, Jones, Kennerly, Pavlovich, Phillips, Ryan, Seifert, Solberg, Stobie, Swift, Underdal.

Total 16

Excused: Shontz.

Total 1

Absent or not voting: Hansen, Thoft.

Total 2

HB 742, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent,

Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

SB 48, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: D. Brown, Driscoll, Ellerd, Hannah, Hansen, Hanson, Kadas, Sales.

Total 8

Excused: Shontz.

Total 1

Absent or not voting: Keyser, Thoft.

Total 2

SB 312, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 84

Noes: Bliss, Ellerd, Hanson, Kitselman, Koehnke, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Sands, Seifert, Swift, Wallin.

Total 14

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

SB 401, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 747, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 97

Noes: Harp.

Total 1

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 171, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift,

Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Hannah, Neuman, Sales.

Total 3

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 656, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Harp, Stobie.

Total 2

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 749, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: D. Brown, Ellerd, Keyser, Nordtvedt, Sales.

Total 5

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 897, free conference committee report, adopted as follows:

Ayes: Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 86

Noes: Abrams, D. Brown, Driscoll, Ellerd, Harper, Jacobsen, J. Jensen, Koehnke, Nordtvedt, Pavlovich, Sales, Stobie.

Total 12

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

HB 68, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Nilson, Nisbet, Nordtvedt, O'Connell, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sands, Saunders, Schultz, Schye, Seifert, Smith, Spaeth, Stobie, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 85

Noes: D. Brown, Ellerd, Harp, Jones, Neuman, Pavlovich, Peck, Ryan, Sales, Solberg, Swift, Wallin.

Total 12

Excused: Shontz.

Total 1

Absent or not voting: Keyser, Thoft.

Total 2

HB 739, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Daily, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Saunders, Schye, Seifert, Smith, Solberg, Spaeth, Underdal, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 74

Noes: Asay, Bliss, Curtiss, Devlin, Ellerd, Hannah, Harp, R. Jensen, Jones, Kitselman, Mueller, Nordtvedt, Ramirez, Ryan, Sales, Sands, Schultz, Stobie, Swift, Switzer, Vinger, Wallin, Winslow.

Total 23

Excused: Shontz.

Total 1

Absent or not voting: Keyser, Thoft.

Total 2

HB 908, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Sales, Sands, Saunders, Schultz, Seifert, Smith, Spaeth, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 80

Noes: Bachini, Bardanouve, Brand, D. Brown, Dozier, Driscoll, Harp, Hart, J. Jensen, Jones, McCormick, Menahan, Pavlovich, Ryan, Schye, Solberg, Stobie.

Total 17

Excused: Shontz.

Total 1

Absent or not voting: Fabrega, Thoft.

Total 2

HB 83, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 98

Noes: None.

Total 0

Excused: Shontz.

Total 1

Absent or not voting: Thoft.

Total 1

SB 335, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hansen, Harper, Harrington, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Koehnke, Lybeck, McBride, Manuel, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki, Mr. Speaker.

Total 49

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Hart, Hemstad, Iverson, R. Jensen, Jones, Keyser, Kitselman, Lory, McCormick, Marks, Miller, Mueller, Nordtvedt, Phillips, Pistoria, Ramirez, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Wallin, Winslow.

Total 48

Excused: Shontz.

Total 1

Absent or not voting: Hand, Thoft.

Total 2

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/20/83

Correctly enrolled: HB 23, HB 558, HB 668, HJR 38.

Signed by the Speaker at 3:42 p.m., 4/20/83: HB 1, HB 53, HB 232, HB 319, HB 377, HB 407, HB 428, HB 663, HB 798, HB 825, HB 873.

Signed by the Speaker at 4:15 p.m., 4/20/83: HB 112, HB 114, HB 191, HB 334, HB 376, HB 544, HB 545, HB 597, HB 755, HB 815, HB 819, HB 802, HB 820, HB 847, HB 876, HB 898, HB 914, HB 919.

Signed by the Speaker at 5:25 p.m., 4/20/83: SB 270, SB 456, SJR 22, HB 405, HB 510, HB 600, HB 733, HB 800, HB 880, HB 902, HJR 31.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on SB 170

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 170, met April 20, 1983, and considered the amendments of the following committees:

House Committee on Judiciary (3/14/83)

We recommend that:

The House recede from House Standing Committee amendments 1 and 3.

The Senate accede to House Standing Committee amendment 2.

SB 170 be further amended as indicated in clerical instruction 1.

The reference copy of SB 170 be amended to read as specified in the clerical instructions.

The free conference committee report on SB 170 be adopted.

Clerical Instructions:

1. Title, line 7.

Strike: "ELIMINATING"

Insert: "AND TO MODIFY"

2. Title, line 12.

Strike: "REPEALING"

Insert: "AMENDING"

3. Page 1, line 15.

Strike: everything following the enacting clause

Insert: "Section 1. Section 70-30-321, MCA, is amended to read:

"70-30-321. Sale of property acquired for public use when use abandoned — procedure. (1) ~~Whenever~~ Except as provided in subsection (3), a person who has acquired a real property interest for a public use, whether by right of eminent domain or otherwise, abandons such public use and places such interest for sale, the seller may sell the interest to the highest bidder at public auction.

(2) In the event the seller decides to sell an interest in real property as set forth in subsection (1), he shall publish notice of the public sale in a newspaper published in the county in which the real property interest is located once a week for 4 successive weeks. Sale shall be held in the county where the real property interest is located. The notice of sale shall contain the information required by 77-2-322.

(3) When an interest other than a fee simple interest in property, which has been acquired for a public purpose by right of eminent domain, or otherwise, is abandoned or the purpose for which it was acquired is terminated, the property reverts to the original owner or his successor in interest."

Section 2. Section 70-30-322, MCA, is amended to read:

"70-30-322. Option of original owner or successor in interest to purchase at sale price. (1) ~~The~~ Except as provided in subsection (3), the owner from whom the real property interest was originally acquired by eminent domain or otherwise or, if there is a successor in interest, the successor in interest shall have the option to purchase the interest by offering therefor an amount of money equal to the highest bid received for the interest at a sale provided for in 70-30-321 or an amount equal to the price which the original owner was paid when the property was acquired for a public use. If more than one person claims an equal entitlement, the option may not be exercised.

(2) If no bids are received by the seller and the optionholder indicates in writing to the seller that he wishes to exercise the option, the seller shall have the real property interest appraised and sell the interest ~~at that price~~ to the optionholder at the appraised value or at the price which the original owner was paid when the property was acquired for a public use.

(3) When an interest other than a fee simple interest in property, which has been acquired for a public purpose by right of eminent domain, or otherwise, is abandoned or the purpose for which it was acquired is terminated, the property reverts to the original owner or his successor in interest."

Section 3. Saving clause. This act does not affect rights and duties that matured, property that was acquired, penalties that were incurred, or proceedings that were begun before the effective date of this act."

For the House:

Addy, Chairman
Darko
Ramirez

For the Senate:

Turnage, Chairman
Crippen
Boylan

MESSAGES FROM THE OTHER HOUSE

The Senate, on 4/20/83, requested the return of the following House bill for further consideration:

HB 926, introduced by Thoft, Hager, Boylan, et al.

The Senate, on 4/20/83, acceded to the request of the House and appointed a free conference committee to meet with a like committee from the House to confer on HB 885.

The President appointed the following members:

Senator Aklestad, Chairman
Senator Kolstad
Senator Lane

MOTIONS

Representative Menahan moved that SJR 12 be taken from the Committee on Legislative Administration and placed on second reading on the 90th legislative day. Motion carried.

Representative Vincent moved that the conference committee on Senate amendments to HB 871 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 871. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Fagg
Schye

Representative Vincent moved that the conference committee on Senate amendments to HB 700 be dissolved and that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on HB 700. Motion carried.

The Speaker appointed the following representatives:

Harper, Chairman
Darko
Fabrega

Representative Vincent moved that the Speaker be authorized to appoint a free conference committee of three to meet with a like committee from the Senate to confer on Governor's amendments to SB 335. Representative Bertelsen made a substitute motion that the House reconsider its action on Governor's amendments to SB 335. The substitute motion failed. (46-52).

Thereupon, Representative Vincent's motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanoue, Bengtson, Brand, D. Brown, J. Brown, Connelly, Curtiss, Daily, Darko, Dozier, Driscoll, Eudaily, Fagg, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Pistoria, Quilici, Ream, Roush, Sands, Saunders, Schye, Spaeth, Veleber, Vincent, Waldron, Wallin, Williams, Yardley, Zabrocki, Mr. Speaker.
Total 64

Noes: Asay, Bergene, Bertelsen, Bliss, Compton, Devlin, Donaldson, Ellerd, Ernst, Fabrega, Hannah, Hanson, Harp, Iverson, R. Jensen, Jones, Kitselman, Mueller, Phillips, Ramirez, Ryan, Sales, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Underdal, Vinger, Winslow.
Total 32

Excused: Shontz.
Total 1

Absent or not voting: Ellison, Nordtvedt, Thoft.
Total 3

The Speaker appointed the following representatives:

Neuman, Chairman
Yardley
Bertelsen

Representative Vincent moved that the new free conference committee on HB 100 be dissolved and that the Speaker be authorized to appoint a new new free conference committee of three to meet with a like committee from the Senate to confer on HB 100. Motion carried.

The Speaker appointed the following representatives:

Kemmis, Chairman
Fabrega
Vincent

Representative Vincent moved that the House adjourn until 9:00 a.m., April 21, 1983.

Motion carried.

House adjourned at 7:42 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

NINETIETH LEGISLATIVE DAY

Helena, Montana
April 21, 1983

House Chambers
State Capitol

House convened at 9:00 a.m., Mr. Speaker in the Chair. Invocation by the Chaplain, Reverend Harper. Pledge of Allegiance to the Flag.

Roll call. All members present. Quorum present.

Mr. Speaker: We, your Committee on Legislative Administration/Bills and Journal, having examined the daily journals for the eighty-seventh, eighty-eighth, and eighty-ninth legislative days, find the same to be correct.

Menahan, Chairman

COMMUNICATIONS AND PETITIONS

A memo from the Legislative Attache Party Committee was read announcing that the extra money from the attache party will be donated to the Salvation Army and the Special Olympics.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman): 4/20/83
Examined by the sponsor (Manuel) and found to be correct: HB 558.
Examined by the sponsor (Harper) and found to be correct: HB 23.
Examined by the sponsor (Brand) and found to be correct: HB 668.
Examined by the sponsor (Bardanouve) and found to be correct: HJR 38.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 447

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 447, met April 20, 1983, and considered the amendments of the following committees:

Senate Committee on Finance and Claims

Senate Committee of the Whole

We recommend that:

The House accede to all Senate amendments.

HB 447 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 447 be adopted.

Clerical Instructions:

BOILER PLATE AMENDMENTS TO HB 447

BP1. Page 3.

Following: line 22

Insert: "Section 11. Coal tax trust income. Interest income from the coal tax constitutional trust fund established under Article IX, section 5 of the Montana Constitution is hereby appropriated to the

general fund for use during the biennium ending June 30, 1985. The portion of the general fund which represents this appropriation is appropriated to the Build Montana Program as provided in House Bill 1 (\$3,175,000), the school foundation program in House Bill 919 (\$27,500,000), the department of commerce in House Bill 447, items 8, 9, 11, and 12 (\$3,329,755), the vocational-technical centers in House Bill 447 (\$9,119,865), and any funds not otherwise designated shall be considered part of the university system's appropriation in House Bill 447."

Renumber: subsequent sections

SECTION A LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE

a1. Page 4, line 24.

Strike: "1,653,606 2,181,746 2,072,442 2,251,442"

Insert: "1,686,826 2,214,966 2,108,984 2,287,984"

a2. Page 5, line 7.

Strike: "72,000"

Insert: "25,000"

a3. Page 5.

Following: line 9

Insert: "15,000"

a4. Page 6.

Following: line 5

Insert: "12. Legislative Management Committee
(under 1984 general fund): 32,000

13. Water Marketing Study
(under 1984 general fund): 80,000

14. Select Committee on Indian Affairs
(under 1984 general fund): 7,000"

a5. Page 6, line 6.

Strike: "12."

Insert: "15."

a6. Page 6, line 13.

Strike: "11"

Insert: "14"

a7. Page 6, line 13.

Following: "appropriations."

Insert: "If SB 451 is passed and approved, and if SB 451 transfers the function of interstate cooperation from the Legislative Council to the Legislative Management Committee, money appropriated for CSG and NCSL travel shall be controlled by the Legislative Management Committee."

a8. Page 6.

Following: line 13

Insert: "The appropriation in item 13 is contingent upon passage of House Bill 908."

a9. Page 7, line 11.

Strike: "1,376,359"

Insert: "1,295,420"

a10. Page 7.

Following: line 13

Insert: "C. Out-of-state Juvenile and Adult Placement 80,939"

a11. Page 8.

Following: line 9

Insert: "Item 1a may be used for court-ordered out-of-state placements for either juvenile or adult placement.

From item 1c the Supreme Court may, subject to any terms or conditions it considers necessary, pay an amount from the above appropriation necessary to satisfy all claims by Vision Quest, Tucson, Arizona, for the care, custody, and maintenance of James D. Romero, arising out of the order dated August 18, 1981, in cause no. 929-J, First Judicial District of the State of Montana, Lewis and Clark County. Any funds not expended on the Romero case may be utilized by the court for operations or other out-of-state placement."

a12. Page 10, line 15.

Insert (under 1984 state special revenue): "11,000
(under 1985 state special revenue): 11,000"

a13. Page 11.

Following: line 10

Insert: "The state special revenue fund spending authority in item 1a is for the purpose of printing and distributing maps of the official legislative and congressional districts in Montana and for any technical assistance necessary for preparing the maps for printing and distribution. The Secretary of State may contract with the Legislative Council for such technical assistance. The Secretary of State may charge a reasonable fee for such maps commensurate with costs of printing and distribution. The fees must be deposited in a state special revenue fund and the proceeds thereof may be used only for purposes of printing and distributing such maps."

a14. Page 11, line 12.

Before: "AS"

Insert: "The rate charged for agency filings to update the ARM may not exceed \$30 per page."

a15. Page 13, line 13.

Strike: "630,519 635,014"

Insert: "605,772 613,167"

a16. Page 15, line 6.

Strike: "1,882,541 1,905,454"

Insert: "1,878,110 1,900,536"

a17. Page 15, line 11.

Strike: "2,777,273 5,893,836 2,871,580 5,873,796"

Insert: "2,671,960 6,059,647 2,754,682 5,974,698"

a18. Page 19, line 12.

Strike: "427,814 422,867"

Insert: "429,314 424,367"

a19. Page 21, line 17.

Strike: "10,818,463 10,561,610"

Insert: "10,810,602 10,552,885"

a20. Page 23, line 9.

Following: "Nonprofitable"

Insert: "or marginally profitable"

a21. Page 23.

Strike: lines 15 and 16 in their entirety

a22. Page 26, line 22.

Strike: "689,545"

Insert: "691,045"

a23. Page 26, line 23.

Strike: "676,637"

Insert: "678,137"

a24. Page 28, line 7.

Strike: "771,710 780,763"

Insert: "772,610 781,663"

a25. Page 28, line 13.

Strike: "325,882 344,228"

Insert: "326,382 344,728"

a26. Page 29, line 14.

Strike: "279,764 280,470"

Insert: "305,924 306,630"

a27. Page 31, line 7.

Following: "EQUIPMENT"

Insert: "The department may not require any local government unit to purchase or use high band radio equipment."

a28. Page 31, line 13.

Following: "directors;"

Strike: "and"

a29. Page 31, line 14.

Following: "efforts"

Insert: "; and (c) complete the land mobile radio portion of the statewide telecommunications plan prepared by the Department of Administration prior to approving the purchase, acquisition, or installation of any new high band equipment, excepting the repair or replacement of existing equipment.

The department shall create an advisory council to participate in the development of the land-mobile radio portion of the statewide telecommunications plan.

The Department of Administration shall report semiannually to the Legislative Finance Committee the progress achieved on the statewide communication plan including but not limited to state and local agency participation and coordination in the plan."

a30. Page 34, line 14.

Strike: "4,527,570 4,518,814"

Insert: "4,833,282 4,824,456"

a31. Page 35, line 14.

Strike: "699,357 650,249"

Insert: "719,071 670,685"

a32. Page 36, line 19.

Following: "plan."

Strike: "THE DEPARTMENT SHALL REPORT QUARTERLY TO THE LEGISLATIVE FINANCE COMMITTEE THE PROGRESS ACHIEVED ON THE WORK PLAN."

a33. Page 37.

Following: line 8
 Strike: line 9
 Renumber: subsequent subsections

a34. Page 37, line 16.

Following: "1985."

Strike: remainder of lines 16 and 17 in their entirety

a35. Page 37.

Strike: line 20

Insert: "(6) Submit a written progress report semiannually to the Legislative Finance Committee on the projects in the work plan and the above systems."

SECTION B HUMAN SERVICES

b1. Page 43, line 11.

Strike: "267,343 350,842 272,238 355,737"

Insert: "268,468 351,967 273,363 356,862"

b2. Page 45, line 16.

Strike: "352,139 360,139 354,723 362,723"

Insert: "353,639 361,639 356,223 364,223"

b3. Page 45, line 23.

Strike: "174,926 313,200 167,374 295,155"

Insert: "176,426 314,700 168,874 296,655"

b4. Page 46, line 5.

Strike: line 5

Insert: (under 1984 federal special): "14,291,031

(under 1984 total): 14,291,031

(under 1985 federal special): 14,655,129

(under 1985 total): 14,655,129"

b5. Page 50, line 12.

Strike: "585,567 2,818,351 590,240 2,849,845"

Insert: "583,656 2,816,440 588,329 2,847,934"

SECTION C NATURAL RESOURCES

c1. Page 56, line 25.

Strike: "1,460,164 1,502,153 1,460,123 1,497,097"

Insert: "1,442,885 1,484,874 1,431,797 1,468,771"

c2. Page 57, lines 19 and 20.

Strike: "257,602 321,054 264,752 329,832"

Insert: "259,477 322,929 266,627 331,707"

c3. Page 58, line 12.

Strike: "1,903,247 1,903,247"

Insert: "1,953,747 1,953,747"

c4. Page 59, line 13.

Strike: (under 1984 and 1985 federal special revenue): "97,969 99,325"

Insert: (under 1984 and 1985 proprietary): "97,969 99,325"

c5. Page 59, line 25.

Strike: "817,289 817,289 853,449 853,449"

Insert: "822,889 822,889 859,049 859,049"

c6. Page 62, line 12.

Strike: "3,997,816 6,762,242 4,179,816 6,940,082"

Insert: "4,077,566 6,841,992 4,264,916 7,025,182"

c7. Page 63, line 17.

Strike: "3,806,716 3,873,334 3,866,838 3,934,282"

Insert: "3,917,683 3,984,301 3,914,076 3,981,520"

c8. Page 64, line 11.

Strike: (under 1984 and 1985 federal special revenue): "30,000 30,000"

Insert: (under 1984 and 1985 state special revenue): "30,000 30,000"

c9. Page 64.

Strike: lines 20 and 21 in their entirety

c10. Page 65, line 6.

Strike: "1,118,160 1,492,359 1,086,885 1,488,316"

Insert: "1,121,160 1,495,359 1,089,885 1,491,316"

c11. Page 65, line 11.

Strike: "965,838 965,838 986,824 986,824"

Insert: "972,138 972,138 993,124 993,124"

c12. Page 67, line 19.

Strike: "260,217 260,217 262,620 262,620"

Insert: "261,917 261,917 264,320 264,320"

c13. Page 67, line 22.

Strike: "1,918,889 1,918,889 1,981,227 1,981,227"

Insert: "1,959,014 1,959,014 2,021,852 2,021,852"

c14. Page 67, line 24.

Strike: "711,895 797,288 686,735 777,251"

Insert: "714,245 799,638 689,085 779,601"

c15. Page 68, line 15.

Strike: "645,399 6,998,437 655,101 7,009,914"

Insert: "647,774 7,000,812 657,476 7,012,289"

c16. Page 68, line 20.

Strike: "12,175,137 20,356,721 12,188,893 18,985,222"

Insert: "12,179,587 20,361,171 12,194,743 18,991,072"

c17. Page 68, line 22.

Strike: "98,778 98,778 100,073 100,073"

Insert: "103,203 103,203 104,498 104,498"

c18. Page 69, line 10.

Strike: "1,500 143,087 1,500 145,342"

Insert: "1,750 143,337 1,750 145,592"

c19. Page 69.

Following: line 25

Insert: "20. Health Facilities Authority

(under 1984 and 1985 proprietary): 100,000
100,000

(under 1984 and 1985 total): 100,000 100,000"

c20. Page 70, line 11.

Following: "biennium."

Insert: "In the event state special revenue funds are not available in item 11b because of the passage and approval of House Bill 446, the

same funds, namely \$98,778 in fiscal 1984 and \$100,073 in fiscal 1985, are hereby appropriated from the general fund."

SECTION D DEPARTMENT OF INSTITUTIONS

d1. Page 76, line 17.

Strike: "9,125,828 (GF) 9,215,663 (Total)"

Insert: "9,267,829 (GF) 9,357,664 (Total)"

d2. Page 76, lines 18 and 19.

Strike: lines 18 and 19 in their entirety

d3. Page 81, line 17.

Strike: "138,374 138,374 139,148 139,148"

Insert: "147,474 147,474 148,248 148,248"

SECTION E OTHER EDUCATION

e1. Page 87.

Following: line 9

Insert: "a. General Operations."

e2. Page 87.

Following: line 13

Insert: "b. Occupancy of new space

12,243 (GF 1984) 12,243 (Total 1984)

26,673 (GF 1985) 26,673 (Total 1985)"

e3. Page 88.

Following: line 21

Insert: "If the Public Service Commission has not moved from its present location by January 1, 1984, to new offices in the Department of Highways building, \$1,705 will be transferred from the appropriation in item 5b to the Public Service Commission for each month this move is delayed."

SECTION F HIGHER EDUCATION

f1. Page 100, line 24.

Strike: "5,745,647 8,154,841"

Insert: "5,660,387 8,069,581"

f2. Page 101, line 16.

Strike: "2,178,274 4,039,234"

Insert: "2,137,314 3,998,274"

The Legislative Fiscal Analyst shall amend totals as needed for the sole purpose of reflecting the amendments in these clerical instructions.

For the House:

Bardanoue, Chairman
Donaldson
Waldron

For the Senate:

Aklestad, Chairman
Keating
Regan

Free Conference Committee
on HB 656
Report No. 2, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 656, met April 20, 1983, and considered the amendments of the following committees:

Senate Standing Committee (3/7/83)

Senate Committee of the Whole (3/15/83)

We recommend that:

The House accede to all Senate amendments.

HB 656 be further amended as indicated in clerical instructions 1 through 6.

The reference copy of HB 656 be amended to read as specified in the clerical instructions.

The free conference committee report on HB 656 be adopted.

Clerical Instructions:

1. Title, line 8.

Strike: "SECTION"

Insert: "SECTIONS"

Following: "2-17-101,"

Insert: "5-17-101 THROUGH 5-17-103,"

Following: "MCA"

Insert: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

2. Page 1, line 20.

Following: "(2)"

Strike: remainder of subsection

Insert: "The location of the chambers for the house of representatives shall be determined in the sole discretion of the house of representatives. The location of the chambers of the senate shall be determined in the sole discretion of the senate.

(3) The department of administration, with the advice of the capitol building and planning committee, shall allocate other space for the use of the legislature, including but not limited to space for committee rooms and legislative offices.

NEW SECTION. Section 2. Remodeling and renovation — senate chambers and former supreme court chambers to be preserved. (1) Notwithstanding the provisions of Title 5, chapter 17, part 1, the department of administration shall proceed with the plans for the remodeling and renovation of the state capitol building for which moneys were appropriated by the 47th legislative assembly and reappointed by the 48th legislative assembly.

(2) In proceeding with such plans, the department of administration shall consult with the capitol building and planning committee provided for in 5-17-101; however, such plans and the implementation of such plans need not be reported to the 49th legislative assembly before implementation.

(3) The department of administration in the implementation of such plans shall keep and maintain the senate chambers in its present location.

(4) If future senate bodies should determine that the location of the senate chambers is to be moved, the department of administration shall keep and maintain the physical structure and location of

the present senate chambers as a single room which shall be used for legislative purposes. Such room shall not be divided in any manner and the artwork and the height of the ceiling shall be maintained and preserved.

(5) The department of administration shall keep and maintain the physical structure and location of the supreme court chambers which were occupied by the Montana supreme court until the new justice building was completed and dedicated in 1983 as a single room which shall be used for legislative committee purposes. Such room shall not be divided in any manner and the artwork and the height of the ceiling shall be maintained and preserved.

NEW SECTION. Section 3. Allocation of senate and house of representatives work space. In the implementation of the plans for remodeling and renovation of the state capitol building referred to in this act, the department of administration after having allocated adequate space for the leadership of the house of representatives and the senate and staff, work, and committee room space, shall, with respect to any space in excess of such needs, divide any office space on a proportionate basis determined by the number of house of representatives members and the number of senate members.

Section 4. Section 5-17-101, MCA, is amended to read:

"5-17-101. Capitol building and planning committee — appointment, composition, and meetings. (1) There is a capitol building and planning committee consisting of 16 members as follows:

(a) six members of the house of representatives appointed by the speaker on a bipartisan basis;

(b) six members of the senate appointed by the committee on committees on a bipartisan basis;

(c) the director of the department of administration who shall serve as a nonvoting member;

(d) the administrator of the architectural and engineering division of the department of administration who shall serve as a nonvoting member;

(e) a representative of the governor's office designated by the governor who shall serve as a nonvoting member; and

(f) the director of the Lewis and Clark areawide planning organization who shall serve as a nonvoting member.

(2) The committee shall select a chairman who may call meetings at his discretion for the conduct of committee business."

Section 5. Section 5-17-102, MCA, is amended to read:

"5-17-102. Function of committee — capitol area master plan. (1) The function of the committee is to establish and maintain a master plan for the orderly development of state buildings in the immediate area of the capital city. The master plan shall be developed and maintained with consideration given to the following factors:

(a) the needs of the state relative to the location and design of buildings to be constructed, purchase of land, parking facilities, traffic management, and landscaping;

(b) the ordinances, plans, requirements, and proposed improvements of the city of Helena and Lewis and Clark County based without limitation upon zoning regulations, population trends, and plans for rapid transit development;

(c) any other factors that bear upon the orderly, integrated, and cooperative development of the state, the city of Helena, Lewis and Clark County, and of state property in the immediate area of the capital city.

(2) The committee shall consult with and advise the department of administration concerning the assignment of space in the capitol complex and the actual placement of busts, statues, memorials, or art displays of a permanent nature within public areas of the capitol complex. No such item may be permanently displayed unless authorized by the legislature.

(3) The committee shall serve as a long-range building committee to recommend to the legislature and the department of administration construction and remodeling priorities for the capitol complex.

(4) The committee shall serve as the legislature's representative in the preparation and implementation of plans for renovation and remodeling of the capitol. In this capacity the committee may decide, based on its study and analysis, the allocation and use of space in the capitol, including without limitation the location of legislative chambers and committee rooms following any remodeling. Allocation of space shall include adequate space in the capitol for the staff of the legislative finance committee, legislative audit committee, and the legislative council."

Section 6. Section 5-17-103, MCA, is amended to read:

"5-17-103. Report to legislature. The committee shall prepare a written report of its activities and recommendations and present the report to the legislature at each regular session for the purpose of assisting the legislature in determining if such recommendations should be implemented. To prepare its report and recommendations, the committee may receive assistance from the legislative council."

NEW SECTION. Section 7. Effective date. This act is effective on passage and approval."

For the House:

Menahan, Chairman
Fabrega
Metcalf

For the Senate:

Goodover, Chairman
Turnage
Graham

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 21, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 408 and 511.

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bill indefinitely postponed and returned to the House: 4/20/83

HJR 46, introduced by Harper, Harp, Hart

Governor's amendments to Senate bills not concurred in and transmitted to the House for further action: 4/20/83

SB 159, introduced by Keating, Tveit, Shaw, et al.

SB 335, introduced by Towe, Turnage, Fabrega, et al.

The Senate, on 4/20/83, failed to concur in Governor's amendments to SB 335 and appointed a free conference committee, requesting that the House appoint a like committee to confer on Governor's amendments to SB 335.

The President appointed the following members:

Senator Turnage, Chairman
Senator Brown
Senator Towe

The Senate, on 4/20/83, dissolved the conference committee on HB 871 and appointed a free conference committee to meet with a like committee from the House to confer on HB 871.

The President appointed the following members:

Senator Kolstad, Chairman
Senator Lee
Senator Christiaens

The Senate, on 4/20/83, dissolved the free conference committee on HB 100 and appointed a new free conference committee to meet with a like committee from the House to confer on HB 100.

The President appointed the following members:

Senator Elliott, Chairman
Senator Dover
Senator Van Valkenburg

MOTIONS

Representative Fabrega moved that the House reconsider its action on the free conference committee report on HB 656, 89th legislative day. Motion carried.

Representative Fabrega moved that the free conference committee on HB 656 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on HB 656. Motion carried.

The Speaker appointed the following representatives:

Menahan, Chairman
Fabrega
Metcalf

Representative Vincent moved that the House recess at 9:15 a.m. Motion carried.

House reconvened at 9:59 a.m.

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman): 4/21/83
 Correctly enrolled: HB 47, HB 225, HB 281, HB 299, HB 720, HB 846, HJR 19.
 Examined by the sponsor (Schultz) and found to be correct: HB 47.
 Examined by the sponsor (Asay) and found to be correct: HB 225, HJR 19.
 Examined by the sponsor (Brand) and found to be correct: HB 846.
 Examined by the sponsor (J. Brown) and found to be correct: HB 299.
 Examined by the sponsor (Lory) and found to be correct: HB 720.
 Examined by the sponsor (Dozier) and found to be correct: HB 281.
 Delivered to the Governor for his approval at 8:25 a.m., 4/21/83: HB 1, HB 58, HB 153, HB 317, HB 373, HB 418, HB 446, HB 526, HB 841, HB 890, HB 901, HB 922, HB 923, HB 924.

LEGISLATIVE ADMINISTRATION/BILLS AND JOURNAL (Menahan, Chairman): 4/21/83

Recommend that at the close of business April 21, 1983, the following employment be terminated:

Kimberly Christensen.....	Page
Cherche Prezeau.....	Page
Tim McGarvey.....	Page
Julia Vincent.....	Page
Lynn Antonetti.....	Page
Andi Quilici.....	Page
Beth Daily.....	Page
Jay Lemelin.....	Page

REPORTS OF SELECT COMMITTEES

Free Conference Committee
 on HB 871

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 871, met April 20, 1983, and considered the amendments of the following committee:

Senate Committee on Business and Industry (3/23/83)

We recommend that:

The House accede to Senate Standing Committee amendments 1 through 7.

The Senate recede from Senate Standing Committee amendment 8.

HB 871 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 871 be adopted.

Clerical Instructions:

1. Page 30, line 12.

Following: "accountability"

Strike: "INCLUDE" on line 12 through "ACCOUNTABILITY" on line 17

Insert: "include at least one person representing each of the following:

- (a) the financial community;
- (b) small business;
- (c) agriculture; and
- (d) labor”

For the House:

Harper, Chairman
Fagg
Schye

For the Senate:

Kolstad, Chairman
Lee
Christiaens

Free Conference Committee
on HB 700

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 700, met April 20, 1983, and considered the amendments of the following committee:

Senate Committee on Business and Industry (3/23/83)

We recommend that:

The House accede to Senate Standing Committee amendments 1 through 4.

The Senate recede from Senate Standing Committee amendment 5.

HB 700 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 700 be adopted.

Clerical Instructions:

1. Page 31, line 19.

Following: “~~public~~”

Strike: “INTEREST” on line 19 through “ACCOUNTABILITY” on line 25

Insert: “include at least one person representing each of the following:

- (a) the financial community;
- (b) small business;
- (c) agriculture; and
- (d) labor”

For the House:

Harper, Chairman
Darko
Fabrega

For the Senate:

McCallum, Chairman
Hammond
Towe

Free Conference Committee
on HB 400

Report No. 1, April 20, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 400, met April 20, 1983, and considered:

HB 400, third reading copy

We recommend that:

HB 400 be further amended as indicated in clerical instruction 1.

The reference copy of HB 400 be amended to read as specified in the clerical instructions.

The free conference committee report on HB 400 be adopted.

Clerical Instructions:

1. Attach the following statement of intent:

Statement of Intent
HB 400

This bill requires a Statement of Intent because Section 6 requires the Commissioner of Labor and Industry to adopt administrative rules relating to the displaced homemaker program. The rules shall prescribe eligibility requirements for benefit recipients, set fees for program services, and set criteria for making grants to agencies administering programs to aid displaced homemakers. In addition, Section 8 authorizes rules to prescribe the contents of annual reports from each program administrator.

For the House:

Waldron, Chairman
Jones
Saunders

For the Senate:

Marbut, Chairman
Tveit
Regan

MOTIONS

Representative Marks moved that the rules be temporarily suspended to allow the House to consider Senate amendments to HB 909. Motion carried.

Representative Marks moved that Senate amendments to HB 909 be placed on second reading this day. Motion carried.

Representative Stobie excused at this time.

Representative Marks moved that the House reconsider its action to indefinitely postpone the free conference committee report on SB 451, second reading on the 89th legislative day. Motion carried as follows:

Ayes: Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hanson, Hemstad, Holliday, Iverson, J. Jensen, Jones, Keenan, Keyser, Kitselman, Lory, Marks, Menahan, Miller, Mueller, Neuman, Peck, Phillips, Pistoria, Quilici, Ramirez, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Vincent, Vinger, Wallin, Yardley, Mr. Speaker.

Total 55

Noes: Abrams, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Darko, Dozier, Driscoll, Fagg, Farris, Hand, Hannah, Hansen, Harp, Harper, Hart, Howe, Jacobsen, R. Jensen, Kadas, Kennerly, Koehnke, Lybeck, McBride, McCormick, Metcalf, Nisbet, Nordtvedt, O'Connell, Pavlovich, Ream, Roush, Schye, Shontz, Stobie, Underdal, Veleber, Waldron, Williams, Winslow, Zabrocki.

Total 42

Paired: Hemstad, Aye; Stobie, No.

Excused: None.

Total 0

Absent or not voting: Harrington, Manuel, Nilson.

Total 3

Representative Marks moved that the free conference committee on SB 451 be placed on second reading this day. Motion carried.

Representative Fabrega moved that consideration on the free conference committee report on HB 656, third reading, be passed for the day. Motion carried.

Representative J. Brown moved that consideration on SB 452 be passed for the day. Motion carried.

Representative Vincent moved that consideration on the new free conference committee report on HB 100 be passed for the day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representative Stobie present at this time.

SJR 12 - That SJR 12 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Brand, Sales, Sands, Stobie.

Total 4

Excused: None.

Total 0

Absent or not voting: Ellerd, Harrington, Hart, Keyser, Ramirez.

Total 5

SB 170 - Representative Addy moved that the new free conference committee report on SB 170 be adopted. Representative Ramirez made a substitute motion that the new free conference committee report on SB 170 be rejected. Representative Kemmis made a substitute motion to all motions pending that the new free conference committee report on SB 170 be passed to the bottom of the board. The second substitute motion carried.

HB 656 - That the free conference committee report on HB 656 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 95

Noes: None.

Total 0

Excused: None.

Total 0

Absent or not voting: Brand, Keyser, Manuel, Shontz, Spaeth.

Total 5

Representatives Menahan and Spaeth excused at this time.

HB 447 - Representative Bardanouve moved that the free conference committee report on HB 447 be rejected. Representative Nordtvedt made a substitute motion that the free conference committee report on HB 447 be adopted. The substitute motion failed as follows:

Ayes: Abrams, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hannah, Hanson, Harp, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Manuel, Miller, Mueller, Nordtvedt, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 49

Noes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Farris, Hammond, Hand, Hansen, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 51

Paired: Fagg, Seifert, Ayes; Menahan, Spaeth, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

That the free conference committee report on HB 447 be rejected.
Motion carried as follows:

Ayes: Addy, Bachini, Bardanouve, Bengtson, Brand, D. Brown, J. Brown, Connelly, Daily, Darko, Dozier, Driscoll, Fabrega, Farris, Hammond, Hand,

Hansen, Harper, Harrington, Hart, Hemstad, Holliday, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lory, Lybeck, McBride, McCormick, Menahan, Metcalf, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Quilici, Ream, Saunders, Schye, Shontz, Spaeth, Veleber, Vincent, Waldron, Williams, Yardley, Zabrocki.

Total 52

Noes: Abrams, Asay, Bergene, Bertelsen, Bliss, Compton, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fagg, Hannah, Hanson, Harp, Howe, Iverson, Jacobsen, R. Jensen, Jones, Keyser, Kitselman, Koehnke, Marks, Manuel, Miller, Mueller, Nordtvedt, Pistoria, Ramirez, Roush, Ryan, Sales, Sands, Schultz, Seifert, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vinger, Wallin, Winslow.

Total 48

Paired: Menahan, Spaeth, Ayes; Fagg, Seifert, Noes.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 400 - That the free conference committee report on HB 400 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.

Total 94

Noes: None.

Total 0

Excused: Menahan, Spaeth.

Total 2

Absent or not voting: Ellison, Harrington, Hart, Williams.

Total 4

Representative Spaeth present at this time.

SB 159 - That the Governor's amendments to SB 159 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands,

Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 94

Noes: Brand, Daily.

Total 2

Excused: Menahan.

Total 1

Absent or not voting: Harrington, Hart, Peck.

Total 3

HB 700 - That the free conference committee report on HB 700 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 93

Noes: None.

Total 0

Excused: Menahan.

Total 1

Absent or not voting: McCormick, Marks, Seifert, Smith, Swift, Winslow.

Total 6

HB 871 - That the free conference committee report on HB 871 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Menahan.

Total 1

Absent or not voting: Bertelsen, Marks.

Total 2

Representative Menahan present at this time.

Representatives Ellerd, Jones, and Smith excused at this time.

SB 170 - Representative Addy moved that the free conference committee report on SB 170 be adopted. Representative Ramirez made a substitute motion that the free conference committee report on SB 170 be rejected. The substitute motion carried as follows:

Ayes: Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Keyser, Kitselman, Koehnke, Lory, Marks, Manuel, Miller, Mueller, Neuman, Nordtvedt, O'Connell, Peck, Phillips, Ramirez, Roush, Ryan, Sands, Schultz, Seifert, Shontz, Solberg, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 62

Noes: Abrams, Addy, Bardanouve, Brand, D. Brown, Daily, Darko, Dozier, Driscoll, Farris, Hansen, Harper, Harrington, Hart, J. Jensen, Kadas, Keenan, Kemmis, Kennerly, Lybeck, McBride, McCormick, Menahan, Metcalf, Nilson, Nisbet, Pavlovich, Pistoria, Quilici, Ream, Sales, Saunders, Schye, Spaeth, Veleber, Waldron.

Total 36

Paired: Ellerd, Aye; Waldron, No.

Excused: Jones, Smith.

Total 2

Absent or not voting: None.

Total 0

Representative Smith present at this time.

Representative Manuel excused at this time.

HB 909 - That Senate amendments to HB 909 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 88

Noes: Darko, J. Jensen, Nisbet, Schye.

Total 4

Excused: Ellerd, Jones, Manuel.

Total 3

Absent or not voting: Bardanouve, Harrington, R. Jensen, Keyser, Shontz.

Total 5

SB 451 - That the free conference committee report on SB 451 be rejected. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 90

Noes: Farris, Harp, Ream, Seifert, Winslow.

Total 5

Excused: Ellerd, Jones, Manuel.

Total 3

Absent or not voting: D. Brown, Fagg.

Total 2

Representative Manuel present at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (89-9)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

Representative Manuel excused at this time.

SJR 12 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 89

Noes: Brand, Harp, Iverson, Nordtvedt, Ramirez, Sales, Sands.

Total 7

Excused: Ellerd, Jones, Manuel.

Total 3

Absent or not voting: Keyser.

Total 1

HB 656, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Jones, Manuel.

Total 3

Absent or not voting: Keyser.

Total 1

Representative Smith excused at this time.

HB 400, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Ellerd, Jones, Manuel, Smith.

Total 4

Absent or not voting: None.

Total 0

HB 700, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp,

Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: None.

Total 0

Excused: Ellerd, Jones, Manuel, Smith.

Total 4

Absent or not voting: Lory.

Total 1

HB 871, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 94

Noes: None.

Total 0

Excused: Ellerd, Jones, Manuel, Smith.

Total 4

Absent or not voting: Ellison, Quilici.

Total 2

HB 909, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 91

Noes: Farris, J. Jensen, Nisbet, Ream, Schye.

Total 5

Excused: Ellerd, Jones, Manuel, Smith.

Total 4

Absent or not voting: None.

Total 0

SB 465 concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Mr. Speaker.

Total 91

Noes: Brand, J. Jensen, Metcalf, Veleber, Zabrocki.

Total 5

Excused: Ellerd, Jones, Manuel, Smith.

Total 4

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/21/83

Correctly enrolled: HB 171, HB 335, HB 581.

Examined by the sponsor (Fabrega) and found to be correct: HB 581.

Examined by the sponsor (Nilson) and found to be correct: HB 335.

Examined by the sponsor (Williams) and found to be correct: HB 171.

Signed by the Speaker at 10:40 a.m., 4/21/83: HB 23, HB 47, HB 225, HB 281, HB 299, HB 558, HB 668, HB 720, HB 846, HJR 19, HJR 38, SB 428, SB 429.

Delivered to the Governor for his approval at 9:50 a.m., 4/21/83: HB 112, HB 114, HB 191, HB 334, HB 376, HB 377, HB 544, HB 545, HB 597, HB 755, HB 802, HB 815, HB 819, HB 820, HB 847, HB 876, HB 898, HB 914, HB 919.

Delivered to the Governor for his approval at 10:30 a.m., 4/21/83: HB 405, HB 510, HB 600, HB 733, HB 800, HB 880.

Delivered to the Governor for his approval at 11:50 a.m., 4/21/83: HB 53, HB 187, HB 232, HB 319, HB 407, HB 428, HB 663, HB 798, HB 825, HB 873, HB 902.

Delivered to the Secretary of State at 11:45 a.m., 4/21/83: HJR 31.

REPORTS OF SELECT COMMITTEES

Conference Committee
on HB 745
Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your conference committee on Senate amendments to HB 745, met April 21, 1983, and considered the amendments of the following committees:

Senate Committee on Finance and Claims (3/14/83)

Senate Committee of the Whole (undated)

We recommend that:

The House accede to Senate Standing Committee amendments.

The House accede to Senate Committee of the Whole amendments.

The conference committee report on HB 745 be adopted.

For the House:

Schye, Chairman
Bardanouve
Compton

For the Senate:

Kolstad, Chairman
Lee
Norman

Free Conference Committee
on SB 335
Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your free conference committee on SB 335, met April 21, 1983, and considered:

Governor's proposed amendments (4/20/83)

We recommend that:

The Senate accede to Governor's proposed amendments 1 through 6.

The Senate accede to Governor's proposed amendment 7 as amended in clerical instruction 1.

The free conference committee report on SB 335 be adopted.

Clerical Instructions:

1. Governor's proposed amendment 7 is amended to read:

"7. Page 5, lines 15 through 25.

Strike: section 6 in its entirety

Insert: "Section 14. Contingent effective dates — applicability dates. (1) Section 1 is effective on passage and approval and if and only if a final determination is reached in current pending litigation, and all potential appeals are exhausted or barred, that the interest income from certain federal obligations is not includable in the net income measurement base of the Montana corporation license tax. If section 1 becomes effective it applies retroactively, within the meaning of 1-2-109, to taxable periods beginning on and after December 31, 1978 (the effective date of Chapter 634, Laws of 1979), for which a corporation has excluded interest income based upon federal law or for which a corporation has included interest income and subsequently claims a refund of taxes paid based upon federal law.

(2) Sections 2 and 3 are effective on passage and approval. Section 2 applies to taxable periods beginning after December 31, 1982. Section 3 applies retroactively, within the meaning of 1-2-109, to taxable periods beginning after December 31, 1978.

(3) Sections 4 through 11 are effective if and only if the method of calculating the measure of the tax provided for in section 1 is

finally held to be unconstitutional or invalid. If section 1 is finally held to be unconstitutional or invalid, sections 4 through 11 apply to taxable periods beginning January 1 of the calendar year in which section 1 is finally held unconstitutional or invalid. If section 1 is challenged in court and held by a final decision of the court to be constitutional and valid, and all potential appeals are exhausted or barred, then sections 4 through 11 are repealed.""

For the House:

Neuman, Chairman
Yardley
Bertelsen

For the Senate:

Turnage, Chairman
B. Brown
Towe

MESSAGES FROM THE OTHER HOUSE

Conference committee report adopted:

4/21/83

Free conference committee report on HB 447

MOTIONS

Representative Vincent moved that the free conference committee on HB 447 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on HB 447. Motion carried.

The Speaker appointed the following representatives:

Bardanoue, Chairman
Donaldson
Waldron

Representative Vincent moved that the free conference committee on SB 451 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on SB 451. Motion carried.

Representative Marks moved that his vote on SJR 12, third reading this day, be recorded as yes. Motion carried.

Representatives Jones, Manuel, and Smith present at this time.

Representative Neuman moved that the House accede to the request of the Senate to return HB 926 for further consideration. Motion failed. (48-49)

Representative Addy moved that the free conference committee on SB 170 be dissolved and that the Speaker be authorized to appoint a new free conference committee of three to meet with a like committee from the Senate to confer on SB 170. Motion carried.

The Speaker appointed the following representatives:

Addy, Chairman
Ramirez
Darko

Representative Vincent moved that the House recess at 12:28 p.m. Motion carried.

House reconvened at 2:00 p.m.

MESSAGES FROM THE OTHER HOUSE

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

4/21/83

HB 909, introduced by Marks, Menahan, Donaldson, et al.

House joint resolutions concurred in and returned to the House: 4/21/83

HJR 9, introduced by Hand, Hazelbaker, Keyser, et al.

HJR 40, introduced by Stobie, McCallum, C. Smith, et al.

Conference committee reports adopted: 4/21/83

Free conference committee report on SB 118

Free conference committee report on SB 312

Free conference committee report on SB 317

Free conference committee report on SB 401

Free conference committee report on HB 118

Free conference committee report on HB 540

Free conference committee report on HB 606

Free conference committee report on HB 776

House amendments to Senate bills concurred in: 4/21/83

SB 414, introduced by Elliott, Hager, Crippen, et al.

SJR 23, introduced by Goodover, Turnage

The Senate, on 4/21/83, dissolved the new free conference committee on HB 100 and appointed another new free conference committee to meet with a like committee from the House to confer on HB 100.

The President appointed the following members:

Senator Elliott, Chairman

Senator Dover

Senator Van Valkenburg

The Senate, on 4/21/83, dissolved the conference committee on HB 700 and appointed a free conference committee to meet with a like committee from the House to confer on HB 700.

The President appointed the following members:

Senator McCallum, Chairman

Senator Hammond

Senator Towse

MOTIONS

Representative Vincent moved that the House recess at 2:08 p.m.
Motion carried.

House reconvened at 2:56 p.m.

COMMUNICATIONS AND PETITIONS

The Speaker announced that he would like to know members' interest in serving on two select committees which this legislature is likely to establish this session:

1. HJR 19 establishes an eight-member Select Committee on Indian Affairs. The Speaker would appoint four House members on a bipartisan basis.

2. HB 908 establishes an eight-member Select Committee on Water Marketing. The Speaker would appoint four members on a bipartisan basis.

Any members interested in serving on these committees are instructed to notify the Speaker's secretary before the end of this legislative day. Republican members should notify Minority Leader Marks as well as the Speaker's office.

REPORTS OF SELECT COMMITTEES

New Free Conference Committee
on SB 170
Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your new free conference committee on SB 170, met April 21, 1983, and considered the amendments of the following committee:

House Committee on Judiciary (3/14/83)

We recommend that:

The Senate accede to House Standing Committee amendment 2.

The House recede from House Standing Committee amendments 1 and 3.

SB 170 be further amended as indicated in clerical instruction 1.

The reference copy of SB 170 be amended to read as specified in the clerical instructions.

The new free conference committee report on SB 170 be adopted.

Clerical Instructions:

1. Title, line 7.

Strike: "ELIMINATING"

Insert: "AND TO MODIFY"

2. Title, line 12.

Strike: "REPEALING"

Insert: "AMENDING"

3. Page 1, line 15.

Strike: everything following the enacting clause

Insert: "Section 1. Section 70-30-321, MCA, is amended to read:

"70-30-321. Sale of property acquired for public use when use abandoned — procedure. (1) ~~Whenever~~ Except as provided in subsection (3), a person who has acquired a real property interest for a public use, whether by right of eminent domain or otherwise, abandons such public use and places such interest for sale, the seller may sell the interest to the highest bidder at public auction.

(2) In the event the seller decides to sell an interest in real property as set forth in subsection (1), he shall publish notice of the public sale in a newspaper published in the county in which the real property interest is located once a week for 4 successive weeks. Sale shall be held in the county where the real property interest is located. The notice of sale shall contain the information required by 77-2-322.

(3) When an interest other than a fee simple interest in property, which has been acquired for a public purpose by right of eminent domain, or otherwise, is abandoned or the purpose for which it was acquired is terminated, the property reverts to the original owner or his successor in interest."

Section 2. Section 70-30-322, MCA, is amended to read:

"70-30-322. Option of original owner or successor in interest to purchase at sale price. (1) The Except as provided in subsection (3), the owner from whom the real property interest was originally acquired by eminent domain or otherwise or, if there is a successor in interest, the successor in interest shall have the option to purchase the interest by offering therefor an amount of money equal to the highest bid received for the interest at a sale provided for in 70-30-321. If more than one person claims an equal entitlement, the option may not be exercised.

(2) If no bids are received by the seller and the optionholder indicates in writing to the seller that he wishes to exercise the option, the seller shall have the real property interest appraised and sell the interest at that price to the optionholder.

(3) When an interest other than a fee simple interest in property, which has been acquired for a public purpose by right of eminent domain, or otherwise, is abandoned or the purpose for which it was acquired is terminated, the property reverts to the original owner or his successor in interest."

Section 3. Saving clause. This act does not affect rights and duties that matured, property that was acquired, penalties that were incurred, or proceedings that were begun before the effective date of this act."

For the House:

Addy, Chairman
Darko
Ramirez

For the Senate:

Turnage, Chairman
Crippen
Boylan

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 335 - Representative Vincent moved that the free conference committee report on SB 335 be placed below the free conference committee report on HB 745. Motion carried.

Representative Ellerd present at this time.

Representatives R. Jensen and Spaeth excused at this time.

HB 745 - That the conference committee report on Senate amendments to HB 745 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, D. Brown, J. Brown, Compton, Curtiss, Darko, Donaldson, Dozier, Driscoll,

Ellison, Ernst, Eudaily, Fabrega, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McCormick, Marks, Manuel, Metcalf, Miller, Neuman, Nilson, Nordtvedt, Peck, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Thoft, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 66

Noes: Bardanouve, Bliss, Brand, Connelly, Devlin, Ellerd, Fagg, Farris, Hammond, Hannah, Harp, J. Jensen, Jones, Kemmis, Koehnke, Lory, McBride, Menahan, Mueller, Nisbet, O'Connell, Phillips, Ream, Sales, Seifert, Swift, Switzer, Vinger, Yardley.
Total 29

Excused: R. Jensen, Spaeth.
Total 2

Absent or not voting: Daily, Harrington, Pavlovich.
Total 3

Representative R. Jensen present at this time.

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (86-6)

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

Representatives R. Jensen and Manuel excused at this time.

HB 745, conference committee report on Senate amendments, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Donaldson, Dozier, Driscoll, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hand, Hansen, Hanson, Harper, Hart, Hemstad, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Lybeck, McCormick, Marks, Menahan, Metcalf, Miller, Neuman, Nilson, Nordtvedt, Peck, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sands, Saunders, Schultz, Schye, Shontz, Smith, Solberg, Stobie, Underdal, Veleber, Vincent, Waldron, Wallin, Williams, Winslow, Zabrocki.
Total 71

Noes: Devlin, Ellerd, Farris, Hammond, Hannah, Harp, Jones, Koehnke, Lory, McBride, Mueller, Nisbet, O'Connell, Ream, Sales, Seifert, Swift, Switzer, Thoft, Vinger, Yardley, Mr. Speaker.
Total 22

Excused: R. Jensen, Manuel, Spaeth.
Total 3

Absent or not voting: Brand, Daily, Harrington, Pavlovich.
Total 4

MOTIONS

Representative Vincent moved that the House recess at 3:09 p.m. Motion carried.

House reconvened at 3:37 p.m.

House stood at ease subject to the call of the Chair at 3:38 p.m.

House reconvened at 4:30 p.m.

REPORTS OF SELECT COMMITTEES

Free Conference Committee
on HB 885

Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your free conference committee on HB 885, met April 21, 1983, and considered the amendments of the following committees:

Senate Committee on Finance and Claims (4/14/83)

Senate Committee of the Whole (4/14/83)

We recommend that:

The House accede to Senate Standing Committee amendments 1, 2, and 8.

The House accede to Senate Standing Committee amendments 3, 4, 5, 6, and 7, as amended in clerical instructions 1, 2, 4 through 8, and 10 through 19.

The House accede to Senate Committee of the Whole amendment 1.

HB 885 be further amended as indicated in clerical instructions 3, 5, 9, 20, 21.

The free conference committee report on HB 885 be adopted.

Clerical Instructions:

1. Page 4, line 11.

Strike: "(Q) WHITEFISH SEWER SYSTEM IMPROVEMENTS,"

Renumber: subsequent subsections

2. Page 5, line 15.

Strike: "\$12,982,281"

Insert: "\$17,044,735"

3. Page 6, line 23.

Following: "COSTS"

Insert: "for which the department is legally liable"

4. Page 9, line 24.

Strike: "\$18,981,781"

Insert: "\$17,044,735"

5. Page 11, line 16.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

6. Page 11, line 24.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

7. Page 12, line 6.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

8. Page 15, line 8.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

9. Page 15, lines 16 and 17.

Following: "Bench"

Strike: "gravity company"

Insert: "Irrigation District"

10. Page 17, line 9.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

11. Page 17, lines 10 through 18.

Strike: subsection (O) in its entirety

Renumber: subsequent subsections

12. Page 18, line 2.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

13. Page 18, line 11.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

14. Page 18, line 22.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

15. Page 19, line 5.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

16. Page 19, line 9.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

17. Page 19, line 17.

Strike: "2%"

Insert: "7%"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

18. Page 19, line 25.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

19. Page 20, line 9.

Strike: "6% INTEREST RATE"

Insert: "7% interest rate for the first 5 years following loan issuance and at the full bond rate thereafter"

Following: "RATE."

Insert: "A pro rata share, based on the amount of the loan, of the incurred administrative costs must be repaid."

20. Page 20, line 10.

Following: "both"

Insert: "loan"

Following: "principal"

Insert: ", fixed bond sale costs,"

21. Page 20, line 13.

Following: "section."

Insert: "Repayment, both principal and interest, of incurred administrative cost must be made to the water development earmarked account created in 85-1-604 to be reused for the administration of the water development loan and grant program."

For the House:

Spaeth, Chairman
Lory
Jacobsen

For the Senate:

Aklestad, Chairman
Kolstad
Lane

UNFINISHED BUSINESS

The Speaker appointed the following new free conference committee of three to meet with a like committee from the Senate to confer on SB 451:

Representative Vincent, Chairman
Representative Manuel
Representative Marks

MOTIONS

Representative Vincent moved that the House recess at 4:35 p.m.
Motion carried.

House reconvened at 5:00 p.m.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

SB 335 - Representative Vincent moved that the free conference committee report on SB 335 be passed to the bottom of the board.
Motion carried.

Representatives R. Jensen, Manuel, and Spaeth present at this time.

Representatives Hemstad and Menahan excused at this time.

SB 170 - That the free conference committee report on SB 170 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Yardley, Zabrocki.
Total 90

Noes: Asay, Bachini.
Total 2

Excused: Hemstad, Menahan.
Total 2

Absent or not voting: Bertelsen, Daily, Harrington, Marks, Nordtvedt, Williams.
Total 6

Representative Menahan present at this time.

HB 885 - That the free conference committee report on HB 885 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris,

Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 90

Noes: Asay, Dozier, Driscoll, J. Jensen, Menahan, Peck, Veleber.

Total 7

Excused: Hemstad.

Total 1

Absent or not voting: Daily, Shontz.

Total 2

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (92-4)

MOTIONS

Representative Vincent moved that the House recess at 5:18 p.m., subject to the call of the Chair. Motion carried.

House reconvened at 5:55 p.m.

REPORTS OF STANDING COMMITTEES

BILLS (Menahan, Chairman):

4/21/83

Signed by the Speaker at 4:55 p.m., 4/21/83: SB 317.

REPORTS OF SELECT COMMITTEES

New Free Conference Committee
on HB 447

Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your new free conference committee on HB 447, met April 21, 1983, and considered the amendments of the following committees:

Senate Committee on Finance and Claims

Senate Committee of the Whole

We recommend that:

The House accede to all Senate amendments.

HB 447 be further amended as indicated in the clerical instructions.

The free conference committee report on HB 447 be adopted.

Clerical Instructions:

BOILER PLATE AMENDMENTS TO HB 447

BP1. Page 3.

Following: line 22

Insert: "Section 11. Coal tax trust income. Interest income from the coal tax constitutional trust fund established under Article IX, section 5 of the Montana Constitution is hereby appropriated to the general fund for use during the biennium ending June 30, 1985. The portion of the general fund which represents this appropriation is appropriated to the Build Montana Program as provided in House Bill 1 (\$3,175,000), the school foundation program in House Bill 919 (\$27,500,000), the department of commerce in House Bill 447, items 8, 9, 11, and 12 (\$3,329,755), the vocational-technical centers in House Bill 447 (\$9,119,865), and any funds not otherwise designated shall be considered part of the university system's appropriation in House Bill 447."

Renumber: subsequent sections

SECTION A LEGISLATIVE, JUDICIAL, AND ADMINISTRATIVE

a1. Page 4, line 24.

Strike: "1,653,606 2,181,746 2,072,442 2,251,442"

Insert: "1,686,826 2,214,966 2,108,984 2,287,984"

a2. Page 5, line 7.

Strike: "72,000"

Insert: "25,000"

a3. Page 5.

Following: line 9

Insert: "15,000"

a4. Page 6.

Following: line 5

Insert: "12. Legislative Management Committee
(under 1984 general fund): 32,000

13. Water Marketing Study
(under 1984 general fund): 80,000

14. Select Committee on Indian Affairs
(under 1984 general fund): 7,000"

a5. Page 6, line 6.

Strike: "12."

Insert: "15."

a6. Page 6, line 13.

Strike: "11"

Insert: "14"

a7. Page 6, line 13.

Following: "appropriations."

Insert: "If SB 451 is passed and approved, and if SB 451 transfers the function of interstate cooperation from the Legislative Council to the Legislative Management Committee, money appropriated for CSG and NCSL travel shall be controlled by the Legislative Management Committee."

a8. Page 6.

Following: line 13

Insert: "The appropriation in item 13 is contingent upon passage of House Bill 908."

a9. Page 10, line 15.

Insert (under 1984 state special revenue): "11,000

(under 1985 state special revenue): 11,000”

a10. Page 11.

Following: line 10

Insert: “The state special revenue fund spending authority in item 1a is for the purpose of printing and distributing maps of the official legislative and congressional districts in Montana and for any technical assistance necessary for preparing the maps for printing and distribution. The Secretary of State may contract with the Legislative Council for such technical assistance. The Secretary of State may charge a reasonable fee for such maps commensurate with costs of printing and distribution. The fees must be deposited in a state special revenue fund and the proceeds thereof may be used only for purposes of printing and distributing such maps.”

a11. Page 11, line 12.

Before: “AS”

Insert: “The rate charged for agency filings to update the ARM may not exceed \$30 per page.”

a12. Page 13, line 13.

Strike: “630,519 635,014”

Insert: “605,772 613,167”

a13. Page 15, line 6.

Strike: “1,882,541 1,905,454”

Insert: “1,878,110 1,900,536”

a14. Page 15, line 11.

Strike: “2,777,273 5,893,836 2,871,580 5,873,796”

Insert: “2,671,960 6,059,647 2,754,682 5,974,698”

a15. Page 19, line 12.

Strike: “427,814 422,867”

Insert: “429,314 424,367”

a16. Page 21, line 17.

Strike: “10,818,463 10,561,610”

Insert: “10,810,602 10,552,885”

a17. Page 23, line 9.

Following: “Nonprofitable”

Insert: “or marginally profitable”

a18. Page 23.

Strike: lines 15 and 16 in their entirety

a19. Page 26, line 22.

Strike: “689,545”

Insert: “691,045”

a20. Page 26, line 23.

Strike: “676,637”

Insert: “678,137”

a21. Page 28, line 7.

Strike: “771,710 780,763”

Insert: “772,610 781,663”

a22. Page 28, line 13.

Strike: “325,882 344,228”

Insert: “326,382 344,728”

a23. Page 29, line 14.

Strike: "279,764 280,470"

Insert: "305,924 306,630"

a24. Page 31, line 7.

Following: "EQUIPMENT"

Insert: "The department may not require any local government unit to purchase or use high band radio equipment."

a25. Page 31, line 13.

Following: "directors;"

Strike: "and"

a26. Page 31, line 14.

Following: "efforts"

Insert: "; and (c) complete the land mobile radio portion of the statewide telecommunications plan prepared by the Department of Administration prior to approving the purchase, acquisition, or installation of any new high band equipment, excepting the repair or replacement of existing equipment.

The department shall create an advisory council to participate in the development of the land-mobile radio portion of the statewide telecommunications plan.

The Department of Administration shall report semiannually to the Legislative Finance Committee the progress achieved on the statewide communication plan including but not limited to state and local agency participation and coordination in the plan."

a27. Page 34, line 14.

Strike: "4,527,570 4,518,814"

Insert: "4,833,282 4,824,456"

a28. Page 35, line 14.

Strike: "699,357 650,249"

Insert: "719,071 670,685"

a29. Page 36, line 19.

Following: "plan."

Strike: "THE DEPARTMENT SHALL REPORT QUARTERLY TO THE LEGISLATIVE FINANCE COMMITTEE THE PROGRESS ACHIEVED ON THE WORK PLAN."

a30. Page 37.

Following: line 8

Strike: line 9

Renumber: subsequent subsections

a31. Page 37, line 16.

Following: "1985."

Strike: remainder of lines 16 and 17 in their entirety

a32. Page 37.

Strike: line 20

Insert: "(6) Submit a written progress report semiannually to the Legislative Finance Committee on the projects in the work plan and the above systems."

SECTION B HUMAN SERVICES

b1. Page 43, line 11.

Strike: "267,343 350,842 272,238 355,737"

Insert: "268,468 351,967 273,363 356,862"

b2. Page 45, line 16.

Strike: "352,139 360,139 354,723 362,723"

Insert: "353,639 361,639 356,223 364,223"

b3. Page 45, line 23.

Strike: "174,926 313,200 167,374 295,155"

Insert: "176,426 314,700 168,874 296,655"

b4. Page 46, line 5.

Strike: line 5

Insert: (under 1984 federal special): "14,291,031

(under 1984 total): 14,291,031

(under 1985 federal special): 14,655,129

(under 1985 total): 14,655,129"

b5. Page 50, line 12.

Strike: "585,567 2,818,351 590,240 2,849,845"

Insert: "583,656 2,816,440 588,329 2,847,934"

SECTION C NATURAL RESOURCES

c1. Page 56, line 25.

Strike: "1,460,164 1,502,153 1,460,123 1,497,097"

Insert: "1,442,885 1,484,874 1,431,797 1,468,771"

c2. Page 57, lines 19 and 20.

Strike: "257,602 321,054 264,752 329,832"

Insert: "259,477 322,929 266,627 331,707"

c3. Page 58, line 12.

Strike: "1,903,247 1,903,247"

Insert: "1,953,747 1,953,747"

c4. Page 59, line 13.

Strike: (under 1984 and 1985 federal special revenue): "97,969 99,325"

Insert: (under 1984 and 1985 proprietary): "97,969 99,325"

c5. Page 59, line 25.

Strike: "817,289 817,289 853,449 853,449"

Insert: "822,889 822,889 859,049 859,049"

c6. Page 62, line 12.

Strike: "3,997,816 6,762,242 4,179,816 6,940,082"

Insert: "4,077,566 6,841,992 4,264,916 7,025,182"

c7. Page 63, line 17.

Strike: "3,806,716 3,873,334 3,866,838 3,934,282"

Insert: "3,917,683 3,984,301 3,914,076 3,981,520"

c8. Page 64, line 11.

Strike: (under 1984 and 1985 federal special revenue): "30,000 30,000"

Insert: (under 1984 and 1985 state special revenue): "30,000 30,000"

c9. Page 64.

Strike: lines 20 and 21 in their entirety

c10. Page 65, line 6.

Strike: "1,118,160 1,492,359 1,086,885 1,488,316"

Insert: "1,121,160 1,495,359 1,089,885 1,491,316"

c11. Page 65, line 11.

Strike: "965,838 965,838 986,824 986,824"

Insert: "972,138 972,138 993,124 993,124"

c12. Page 67, line 19.

Strike: "260,217 260,217 262,620 262,620"

Insert: "261,917 261,917 264,320 264,320"

c13. Page 67, line 22.

Strike: "1,918,889 1,918,889 1,981,227 1,981,227"

Insert: "1,959,014 1,959,014 2,021,852 2,021,852"

c14. Page 67, line 24.

Strike: "711,895 797,288 686,735 777,251"

Insert: "714,245 799,638 689,085 779,601"

c15. Page 68, line 15.

Strike: "645,399 6,998,437 655,101 7,009,914"

Insert: "647,774 7,000,812 657,476 7,012,289"

c16. Page 68, line 20.

Strike: "12,175,137 20,356,721 12,188,893 18,985,222"

Insert: "12,179,587 20,361,171 12,194,743 18,991,072"

c17. Page 68, line 22.

Strike: "98,778 98,778 100,073 100,073"

Insert: "103,203 103,203 104,498 104,498"

c18. Page 69, line 10.

Strike: "1,500 143,087 1,500 145,342"

Insert: "1,750 143,337 1,750 145,592"

c19. Page 69.

Following: line 25

Insert: "20. Health Facilities Authority
(under 1984 and 1985 proprietary): 100,000
100,000
(under 1984 and 1985 total): 100,000 100,000"

c20. Page 70, line 11.

Following: "biennium."

Insert: "In the event state special revenue funds are not available in item on Local Government Agriculture because of the passage and approval of House Bill 446, the same funds, namely \$98,778 in fiscal 1984 and \$100,073 in fiscal 1985, are hereby appropriated from the general fund."

SECTION D DEPARTMENT OF INSTITUTIONS

d1. Page 76, line 17.

Strike: "9,125,828 (GF) 9,215,663 (Total)"

Insert: "9,267,829 (GF) 9,357,664 (Total)"

d2. Page 76, lines 18 and 19.

Strike: lines 18 and 19 in their entirety

d3. Page 81, line 17.

Strike: "138,374 138,374 139,148 139,148"

Insert: "147,474 147,474 148,248 148,248"

SECTION E OTHER EDUCATION

e1. Page 87.

Following: line 9

Insert: "a. General Operations."

e2. Page 87.

Following: line 13

Insert: "b. Occupancy of new space

12,243 (GF 1984) 12,243 (Total 1984)

26,673 (GF 1985) 26,673 (Total 1985)"

e3. Page 88.

Following: line 21

Insert: "If the Public Service Commission has not moved from its present location by January 1, 1984, to new offices in the Department of Highways building, \$1,705 will be transferred from the appropriation in item 5b to the Public Service Commission for each month this move is delayed."

SECTION F HIGHER EDUCATION

f1. Page 100, line 24.

Strike: "5,745,647 8,154,841"

Insert: "5,660,387 8,069,581"

f2. Page 101, line 16.

Strike: "2,178,274 4,039,234"

Insert: "2,137,314 3,998,274"

The Legislative Fiscal Analyst shall amend totals as needed for the sole purpose of reflecting amendments made by this free conference committee report.

For the House:

Bardanoue, Chairman
Donaldson
Waldron

For the Senate:

Aklestad, Chairman
Keating
Regan

New Free Conference Committee on HB 100 Report No. 3, April 21, 1983

Mr. President and Speaker of the House:

We, your new free conference committee on HB 100, met April 21, 1983, and considered the amendments of the following committees:

Senate Standing Committee (3/23/83)

Senate Committee of the Whole (3/26/83)

We recommend that:

The House accede to Senate Standing Committee amendments 3, 4, 5, 7, and 8.

The Senate recede from Senate Standing Committee amendments 1, 2, and 6.

The House accede to Senate Committee of the Whole amendments amending the Senate Standing Committee report and striking sections 17 and 18.

The Senate recede from the remaining Senate Committee of the Whole amendments.

HB 100 be further amended as indicated in clerical instructions 1 through 4.

The free conference committee report on HB 100 be adopted.

Clerical Instructions:

1. Page 4, line 15.

Following: "~~shall~~"

Strike: "MAY"

Insert: "shall"

2. Page 4, line 23.

Following: "emphasis on"

Strike: remainder of lines 23 through 24 in their entirety

Insert: "energy efficiency;"

3. Page 5, line 6.

Strike: subsection (5)

Renumber: subsequent subsection

4. Page 11, line 18.

Following: "ACCOUNTABILITY"

Insert: "and shall include at least one person representing each of the following:

(a) the financial community;

(b) small business;

(c) agriculture; and

(d) labor."

For the House:

Kemmis, Chairman

Vincent

Fabrega

For the Senate:

Elliott, Chairman

Dover

Van Valkenburg

MESSAGES FROM THE GOVERNOR

The Honorable Stan Stephens

President of the Senate

State Capitol

Helena, Montana 59620

April 21, 1983

The Honorable Daniel Kemmis

Speaker of the House

State Capitol

Helena, Montana 59620

Dear Senator Stephens and Representative Kemmis:

In accordance with the power vested in me as Governor by the Constitution and the laws of the State of Montana, I hereby return Senate Bill No. 317, "AN ACT REESTABLISHING THE BOARD OF HAIL INSURANCE UNDER EXISTING STATUTORY AUTHORITY AND RULES; REVISING PROVISIONS RELATING TO THE BOARD AND TO THE HAIL INSURANCE PROGRAM; EXCLUDING CROP HAIL INSURANCE ADJUSTMENT FROM CERTAIN EMPLOYMENT LAWS; REMOVING RATE LIMITS; AMENDING SECTIONS 2-8-103, 2-15-3003, 39-3-406, 39-51-204, 80-2-201, 80-2-204, 80-2-221, 80-2-222, 80-2-224, 80-2-228, 80-2-232, AND 80-2-241 THROUGH 80-2-244, MCA;

AND PROVIDING AN IMMEDIATE EFFECTIVE DATE," without my signature and recommend the attached amendments for the following reasons.

Senate Bill No. 317, as passed, conflicts with provisions of federal unemployment insurance statutes. 26 USCA Sections 3301 through 3311 (Federal Unemployment Tax Act), requires that all state employees, except elected officials, be covered by unemployment insurance. Senate Bill No. 317 excludes hail insurance adjusters from unemployment insurance. This conflict creates a compliance problem with federal law which may jeopardize approximately \$4 million dollars of federal funds paid to the state to administer unemployment insurance.

The amendments I am proposing will remove this conflict and protect those funds.

I urge your concurrence in these amendments.

Governor's Proposed Amendments
to SB 317

1. Title, lines 9 and 10.

Following: "PROGRAM;" on line 9

Strike: "EXCLUDING CROP HAIL INSURANCE ADJUSTMENT FROM CERTAIN EMPLOYMENT LAWS;"

2. Title, line 12.

Following: "2-15-3003,"

Strike: "39-3-406, 39-51-204,"

3. Page 12, lines 5 and 6.

Following: line 4

Strike: "(n) an individual working as a crop hail insurance adjuster."

4. Page 15, lines 10 and 11.

Following: "service;" on line 9

Strike: "(m) insurance adjustment by a crop hail insurance adjuster."

5. Page 25, lines 24 and 25 and page 26, line 1.

Following: "retain" on page 25, line 24

Strike: "as independent contractors, under terms mutually agreed upon, which may include benefits accorded state employees,"

Sincerely,

Ted Schwinden
Governor

MESSAGES FROM THE OTHER HOUSE

House bills concurred in as amended and returned to the House for concurrence in Senate amendments: 4/21/83

HB 833, introduced by Manuel, Bardanouve

HB 928, introduced by Bengtson, H. Hammond, Tveit, et al.

HJR 44, introduced by Ramirez, Marks, Bardanouve, et al.

Governor's amendments to Senate bills concurred in and returned to the House for concurrence in Governor's amendments: 4/21/83

SB 418, introduced by Jacobson, Regan, Turnage, et al.

SB 426, introduced by State Administration Committee

Conference committee reports adopted:

4/21/83

Free conference committee report on HB 68

Free conference committee report on HB 83

Free conference committee report on HB 400

Free conference committee report on HB 656

Free conference committee report on HB 700

Free conference committee report on HB 742

Free conference committee report on HB 749

Free conference committee report on HB 871

Free conference committee report on HB 885

Free conference committee report on HB 897

Free conference committee report on HB 908

Conference committee report on HB 739

Conference committee report on HB 745

House bills concurred in and returned to the House:

4/21/83

HJR 4, introduced by Nordtvedt

HJR 41, introduced by Williams, Harper, Pavlovich, et al.

HJR 43, introduced by J. Jensen, Vincent, Sands, et al.

HJR 45, introduced by Connelly, J. Brown, Lory, et al.

HJR 47, introduced by Vincent, Bardanouve

Governor's amendments to House bills concurred in and returned to the House:

4/21/83

HB 228, introduced by Quilici, Kitselman, Pavlovich

HB 426, introduced by Bertelsen, Eck

HB 715, introduced by Waldron

HB 721, introduced by House Economic Development Committee

HB 747, introduced by Marks, Ramirez, Bertelsen, et al.

MOTIONS

Representative Vincent moved that the free conference committee on SB 335 be dissolved. Motion carried.

Representative Vincent moved that consideration on the free conference committee report on SB 335 be passed for the day. Motion carried.

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading

under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 883 - Representative Manuel moved that Senate amendments to HB 883 be passed to the bottom of the board. Motion carried.

HB 928 - That Senate amendments to HB 928 be concurred in. Motion carried. (93-2)

HJR 44 - That Senate amendments to HJR 44 be not concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 97

Noes: Brand.
Total 1

Excused: Hemstad.
Total 1

Absent or not voting: Kemmis.
Total 1

SB 418 - That the Governor's amendments to SB 418 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.
Total 98

Noes: Kemmis.
Total 1

Excused: Hemstad.
Total 1

Absent or not voting: None.
Total 0

Representative R. Jensen excused at this time.

SB 426 - Representative J. Jensen moved that the Governor's amendments to SB 426 be passed to the bottom of the board. Motion carried.

SB 317 - That the Governor's amendments to SB 317 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 97

Noes: None.

Total 0

Excused: Hemstad, R. Jensen.

Total 2

Absent or not voting: Asay.

Total 1

Representative R. Jensen present at this time.

HB 100 - That the new free conference committee report on HB 100 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bertelsen, Bliss, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Zabrocki.

Total 83

Noes: Bergene, Brand, D. Brown, J. Brown, Farris, Hansen, Hart, J. Jensen, Kadas, Keenan, Menahan, Nordtvedt, Peck, Ream, Yardley.

Total 15

Excused: Hemstad.

Total 1

Absent or not voting: Eudaily.

Total 1

HB 447 - That the new free conference committee report on HB 447 be adopted. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harp, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki.

Total 80

Noes: Bachini, Brand, D. Brown, Daily, Dozier, Driscoll, Farris, Hannah, Harper, Harrington, J. Jensen, Jones, Lybeck, McBride, Nordtvedt, Peck, Sales, Williams, Yardley.

Total 19

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

SB 426 - That the Governor's amendments to SB 426 be concurred in.
Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 98

Noes: None.

Total 0

Excused: Hemstad.

Total 1

Absent or not voting: Quilici.

Total 1

Representative Vincent moved that the committee rise and report and beg leave to sit again. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved that the committee of the whole report be deemed read. Motion carried. Chairman Metcalf moved the adoption of the committee report. Report adopted. (89-9)

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 170, new free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko,

Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Asay.

Total 1

Excused: Hemstad.

Total 1

Absent or not voting: Bertelsen, Ellison, Sales.

Total 3

HB 885, free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: Dozier, Driscoll, J. Jensen.

Total 3

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

HB 885, as amended, passed as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 93

Noes: Daily, Dozier, Driscoll, J. Jensen, Menahan.

Total 5

Excused: Hemstad.

Total 1

Absent or not voting: Bardanouve.

Total 1

HB 928, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Hemstad.

Total 1

Absent or not voting: Bliss, Marks, Sands.

Total 3

SB 418, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 96

Noes: None.

Total 0

Excused: Hemstad.

Total 1

Absent or not voting: Keyser, Marks, Quilici.

Total 3

SB 317, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss,

Daily, Darko, Devlin, Donaldson, Dozier, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 99

Noes: None.

Total 0

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

HB 100, new free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bertelsen, Bliss, Compton, Curtiss, Daily, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Jones, Kadas, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Roush, Ryan, Sales, Sands, Saunders, Schultz, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.
Total 80

Noes: Bachini, Bengtson, Bergene, Brand, D. Brown, J. Brown, Connelly, Darko, Driscoll, Farris, Hansen, Hart, J. Jensen, Keenan, Nilson, Nordtvedt, Peck, Ream, Schye.
Total 19

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

HB 447, new free conference committee report, adopted as follows:

Ayes: Abrams, Addy, Asay, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hansen, Hanson, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, R. Jensen, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, McCormick, Marks, Manuel, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Winslow, Zabrocki, Mr. Speaker.
Total 78

Noes: Bachini, Brand, D. Brown, Dozier, Driscoll, Farris, Hannah, Harp, Harper, J. Jensen, Jones, Lybeck, McBride, Menahan, Nordtvedt, Peck, Sales, Seifert, Williams, Yardley.

Total 20

Excused: Hemstad.

Total 1

Absent or not voting: Shontz.

Total 1

SB 426, Governor's amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Dozier, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Daily, Driscoll.

Total 2

Excused: Hemstad.

Total 1

Absent or not voting: Bliss, Farris.

Total 2

MOTIONS

Representative Ramirez moved that the House reconsider its action on Senate amendments to HJR 44, second reading this day. Motion carried.

Representative Ramirez moved that Senate amendments to HJR 44 be placed on second reading this day. Motion carried.

Representative Vincent moved that the House recess at 6:55 p.m., subject to the call of the Chair. Motion carried.

House reconvened at 7:05 p.m.

REPORTS OF SELECT COMMITTEES

A committee from the Senate, consisting of Senators D. Manning, Elliott, Towe, and Crippen, was escorted into the House chamber by the Sergeant-at-Arms. The committee notified the House that the Senate was ready to adjourn sine die and that the President of the Senate wished them a most speedy and safe journey home.

The Speaker thanked the committee from the Senate.

New Free Conference Committee
on SB 451

Report No. 1, April 21, 1983

Mr. President and Speaker of the House:

We, your new free conference committee on SB 451, met April 21, 1983, and considered the amendments of the following committee:

House Committee on Legislative Administration (3/26/83)

We recommend that:

The Senate accede to House Standing Committee amendment.

SB 451 be further amended as indicated in clerical instructions 1 through 4.

The free conference committee report on SB 451 be adopted.

Clerical Instructions:

1. Title, line 6.

Strike: "IMPROVEMENT"

2. Title, line 19. ✓

Following: "MCA;"

Insert: "PROVIDING BUDGETARY AND ADMINISTRATIVE AUTHORITY IN THE COMMITTEE; AMENDING SECTIONS 5-2-302, 5-11-105, 5-11-111, 5-11-301, 5-12-304, 5-13-304, 5-13-305, AND 75-1-323, MCA;"

3. Title, lines 20 and 21.

Following: "IMMEDIATE"

Insert: "IMMEDIATE"

Strike: "AND TERMINATION DATE"

4. Pages 1 through 4.

Strike: all of the bill following the enacting clause

Insert: NEW SECTION. Section 1. Appointment and composition of legislative management committee — definition. (1) There is an eight-member, equally bipartisan legislative management committee that consists of the president and minority leader of the senate, the speaker and minority leader of the house of representatives, and either the chairman or vice-chairman of the legislative council, finance committee, audit committee, and environmental quality council. The four legislative leadership members shall appoint representatives from the legislative council, finance committee, audit committee, and environmental quality council in a manner which will preserve the partisan balance.

(2) As used in this chapter, unless the context indicates otherwise, "committee" means the legislative management committee.

NEW SECTION. Section 2. Term. Membership on the committee is for 2 years and terminates with the appointment of a new committee or on the last legislative day of the next regular session following the one in which the appointment was made, whichever occurs first. A new committee must be appointed no later than the last day of each regular session.

NEW SECTION. Section 3. Vacancies. A vacancy on the committee occurring when the legislature is not in session must be filled by the selection of another member by the same method as the original appointment.

NEW SECTION. Section 4. Officers — rules of procedure — records — staff support. (1) The committee shall organize immediately following appointment by electing one of its members as its chairman and by electing such other officers from among its membership as the members consider desirable.

(2) The committee may adopt rules of procedure and rules to carry out the purpose for which it is created and may make all arrangements for its meetings. The committee shall keep accurate records of its activities and proceedings.

(3) The legislative council, audit committee, finance committee, and environmental quality council shall cooperate with and assist the committee in performing its duties. The legislative council shall provide clerical support.

NEW SECTION. Section 5. Powers and duties of committee. (1) The committee may appoint appropriate bipartisan subcommittees of legislators to address questions of statewide importance arising when the legislature is not in session or to perform such other functions as the committee considers necessary.

(2) The committee shall develop the budget requests for all legislative support agencies in consultation with those agencies and shall establish uniform personnel management policies, staffing levels, and compensation for all legislative branch agencies.

(3) The committee may employ the services of any research or consulting agency that it considers necessary in the discharge of its duties.

(4) The committee shall develop plans or recommendations considered appropriate by the committee for improving coordination, efficiency, and effectiveness of the legislature and its staff services.

Section 6. Section 5-2-302, MCA, is amended to read:

"5-2-302. Compensation and expenses when legislature not in session. When the legislature is not in session, members of the legislative management committee, the legislative council, legislative subcommittees, and select and interim committees, while engaged in authorized committee business, are entitled to:

(1) a mileage allowance as provided in 2-18-503;

(2) expenses as provided in 2-18-501 and 2-18-502; and

(3) a salary equal to one full day's pay at the rate of a classified state employee, described in 5-2-301 for each 24-hour period of time (from midnight to midnight), or portion thereof, spent away from home on authorized committee business. However, if time spent for business other than authorized committee business results in lengthening a legislator's stay away from home into an additional 24-hour period, he may not be compensated for the additional day."

Section 7. Section 5-11-105, MCA, is amended to read:

"5-11-105. Powers and duties of council. ~~(1) If a question of statewide importance arises when the legislature is not in session and a subcommittee has not been appointed to consider the question, the legislative council shall assign the question to an appropriate subcommittee.~~

~~(2)(1)~~ The legislative council shall supervise the activities of the council staff.

~~(3)(2)~~ The legislative council shall assist in the preparation and submission of all standing and select committee and subcommittee reports and recommendations to the legislature.

(4)(3) This section shall not be construed to permit the council to approve or disapprove of any substantive portions or recommendations of a standing or select committee or subcommittee report."

Section 8. Section 5-11-111, MCA, is amended to read:

"5-11-111. Executive director, personnel, and consultants. The legislative council may employ an executive director and such other personnel, not members of the council, as it considers necessary to assist in the preparation of proposed legislative acts and standing and select committee and subcommittee reports and recommendations and to carry out other council activities. The council shall fix the compensation of such employees subject to the approval of the legislative management committee. ~~It may also employ the services of any research agency which it considers necessary in the discharge of its duties.~~"

Section 9. Section 5-11-301, MCA, is amended to read:

"5-11-301. Functions of legislative council management committee — interstate cooperation. It shall be a function of the legislative council management committee to:

(1) carry forward the participation of the state of Montana as a member of the council of state governments, and the legislative council management committee is hereby designated as the Montana commission on interstate cooperation;

(2) encourage and assist the government of this state to develop and maintain friendly contact by correspondence, by conference, and otherwise with the other states, with the federal government, and with local units of government;

(3) establish such delegations and committees as may be deemed advisable, including delegations to the national conference of state legislatures, to confer with similar delegations and committees from other states concerning problems of mutual interest. The membership of such delegations and committees may consist of legislators and employees of the state other than members of the legislative council management committee. Members of such delegations and committees ~~shall serve without pay, but they~~ may be reimbursed for expenses as provided by law.

(4) endeavor to advance cooperation between this state and other units of government whenever it seems advisable to do so by formulating proposals for interstate compacts and reciprocal or uniform legislation and by facilitating the adoption of uniform or reciprocal administrative rules and regulations, informal cooperation of governmental offices, personal cooperation among governmental officials and employees, interchange and clearance of research and information, and any other suitable process."

Section 10. Section 5-12-304, MCA, is amended to read:

"5-12-304. Employees and consultants. The legislative fiscal analyst may, subject to the approval of the legislative management committee, employ, fix the salaries, and define the duties of such staff and consultants as may be necessary, within the limits of his appropriation."

Section 11. Section 5-13-304, MCA, is amended to read:

"5-13-304. Powers and duties. The legislative auditor shall:

- (1) audit the financial affairs and transactions of every state agency;
- (2) make a complete written report of each audit. A copy of each report shall be furnished to the department of administration, the state agency which was audited, each member of the legislative audit committee, ~~and the legislative council~~, and each member of the legislative management committee.
- (3) report immediately in writing to the attorney general and the governor any apparent violation of penal statutes disclosed by the audit of a state agency and furnish the attorney general with all information in his possession relative to the violation;
- (4) report immediately in writing to the governor any instances of misfeasance, malfeasance, or nonfeasance by a state officer or employee disclosed by the audit of a state agency;
- (5) report immediately to the surety upon the bond of an official or employee when an audit discloses a shortage in the accounts of the official or employee. Failure to notify the surety does not release the surety from any obligation under the bond.
- (6) report to the legislature during the first week of each regular session. The report shall contain, among other things, copies of or summaries of audit reports on state agencies and any recommendations relating to such reports.
- (7) have the authority to audit records of organizations and individuals receiving grants from or on behalf of the state to determine that the grants are administered in accordance with the grant terms and conditions. Whenever a state agency enters into an agreement to grant resources under its control to others, the agency must obtain the written consent of the grantee to the audit provided for in this subsection."

Section 12. Section 5-13-305, MCA, is amended to read:

"5-13-305. Employees, consultants, and legal counsel. ~~The Subject to the approval of the legislative management committee~~, the legislative auditor may appoint whatever employees and consultants are necessary to carry out the provisions of this chapter, within the limitations of legislative appropriations. The legislative auditor may employ legal counsel to conduct proceedings under this chapter."

Section 13. Section 75-1-323, MCA, is amended to read:

"75-1-323. Appointment of employees. The executive director, subject to the approval of the council and the legislative management committee, may appoint whatever employees are necessary to carry out the provisions of this chapter, within the limitations of legislative appropriations."

NEW SECTION. Section 14. Codification instruction. Sections 1 through 5 are intended to be codified as an integral part of Title 5, chapter 20.

NEW SECTION. Section 15. Effective date. This act is effective on passage and approval."

For the House:

Vincent, Chairman

For the Senate:

Stephens, Chairman

Marks
Manuel

Kolstad
Boylan

SECOND READING OF BILLS (COMMITTEE OF THE WHOLE)

Representative Vincent moved that the House resolve itself into a Committee of the Whole, for the consideration of business on second reading under the rules of the previous sitting. Motion carried. Representative Metcalf in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

Representatives Bengtson and Manuel excused at this time.

HJR 44 - That Senate amendments to HJR 44 be concurred in. Motion carried as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Daily, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Keenan, Kemmis, Kennerly, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sales, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki.

Total 91

Noes: Bardanouve, Dozier, Nordtvedt.

Total 3

Excused: Bengtson, Hemstad, Manuel.

Total 3

Absent or not voting: Hansen, Kadas, Keyser.

Total 3

Representatives Bengtson and Manuel present at this time.

SB 451 - Representative Marks moved that the free conference committee report on SB 451 be adopted. Representative D. Brown made a substitute motion that the free conference committee report on SB 451 be rejected. The substitute motion carried as follows:

Ayes: Abrams, Addy, Bachini, Bardanouve, Bengtson, Bergene, D. Brown, J. Brown, Compton, Connelly, Darko, Devlin, Donaldson, Dozier, Driscoll, Ernst, Eudaily, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Kadas, Keenan, Kemmis, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Manuel, Menahan, Metcalf, Mueller, Neuman, Nilson, Nisbet, Nordtvedt, O'Connell, Pavlovich, Peck, Quilici, Ream, Roush, Ryan, Saunders, Schultz, Schye, Shontz, Solberg, Spaeth, Stobie, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Yardley, Zabrocki.

Total 74

Noes: Asay, Bertelsen, Bliss, Brand, Curtiss, Daily, Ellerd, Ellison, Fabrega, Hanson, Harp, Jones, Marks, Miller, Phillips, Pistoria, Ramirez, Sales, Sands, Seifert, Smith, Swift, Switzer, Thoft, Winslow.

Total 25

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

Representative Vincent moved that the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker in the Chair. Chairman Metcalf moved the adoption of the committee report. Report adopted. (92-5)

THIRD READING OF BILLS

The following bill having been read three several times, title and history agreed to, was disposed of in the following manner:

HJR 44, Senate amendments, concurred in as follows:

Ayes: Abrams, Addy, Asay, Bachini, Bardanouve, Bengtson, Bergene, Bertelsen, Bliss, Brand, D. Brown, J. Brown, Compton, Connelly, Curtiss, Darko, Devlin, Donaldson, Driscoll, Ellerd, Ellison, Ernst, Eudaily, Fabrega, Fagg, Farris, Hammond, Hand, Hannah, Hansen, Hanson, Harp, Harper, Harrington, Hart, Holliday, Howe, Iverson, Jacobsen, J. Jensen, R. Jensen, Jones, Kadas, Keenan, Kennerly, Keyser, Kitselman, Koehnke, Lory, Lybeck, McBride, McCormick, Marks, Manuel, Menahan, Metcalf, Miller, Mueller, Neuman, Nilson, Nisbet, O'Connell, Pavlovich, Peck, Phillips, Pistoria, Quilici, Ramirez, Ream, Roush, Ryan, Sands, Saunders, Schultz, Schye, Seifert, Shontz, Smith, Solberg, Spaeth, Stobie, Swift, Switzer, Thoft, Underdal, Veleber, Vincent, Vinger, Waldron, Wallin, Williams, Winslow, Yardley, Zabrocki, Mr. Speaker.

Total 95

Noes: Daily, Dozier, Nordtvedt, Sales.

Total 4

Excused: Hemstad.

Total 1

Absent or not voting: None.

Total 0

REPORTS OF STANDING COMMITTEES

BILLS (J. Brown, Vice-Chairman):

4/21/83

Correctly enrolled: HB 909, HJR 9, HJR 40.

Examined by the sponsor (Marks) and found to be correct: HB 909.

Examined by the sponsor (Hand) and found to be correct: HJR 9.

Examined by the sponsor (Stobie) and found to be correct: HJR 40.

MESSAGES FROM THE OTHER HOUSE

Free conference committee reports adopted:

4/21/83

Free conference committee report on HB 100

Free conference committee report on HB 447

House bills concurred in and returned to the House:

4/21/83

HB 103, introduced by Winslow, Roush, Elliott

HB 900, introduced by Manuel

Governor's amendments to Senate bill concurred in and returned to the House for concurrence in Governor's amendments: 4/21/83

SB 317, introduced by Blaylock, Himsl, Graham, et al.

SPECIAL ORDERS OF THE DAY

Representative Vincent moved that the Speaker be authorized to appoint a committee of four to notify His Excellency, the Governor, that the House of Representatives of the Forty-eighth Legislature has completed its business and is ready to adjourn sine die. Motion carried.

The Speaker appointed Representatives Bardanouve (Chairman), Darko, Harp, and Keyser.

Representative Vincent moved that the Speaker be authorized to appoint a committee of four to notify the Senate that the House of Representatives of the Forty-eighth Legislature has completed its business and is ready to adjourn sine die. Motion carried.

The Speaker appointed Representatives Menahan (Chairman), Farris, Ellison, and Iverson.

Representative Vincent moved that the Speaker be authorized to appoint a committee of four to notify the Chief Justice and Justices of the Montana Supreme Court that the House of Representatives of the Forty-eighth Legislature has completed its business and is ready to adjourn sine die. Motion carried.

The Speaker appointed Representatives Yardley (Chairman), Spaeth, Sands, and Smith.

The Speaker dismissed the committees to perform their appointed duties and the House stood at ease.

The committee appointed to notify the Senate was escorted to the rostrum by the Sergeant-at-Arms. They informed the House that they had found no one in the Senate to receive their message. The Speaker thanked the committee and discharged the members.

The committee appointed to notify the Governor was escorted to the rostrum by the Sergeant-at-Arms. They informed the House that they had delivered their message. The Speaker thanked the committee and discharged the members.

The committee appointed to notify the Supreme Court Justices was escorted to the rostrum by the Sergeant-at-Arms. They informed the House that they had found no one in the Supreme Court to receive their message. The Speaker thanked the committee and discharged the members.

Representative Vincent moved that the House publish the journal of the proceedings of the Forty-eighth Legislature up through the ninetieth day and that the Speaker be authorized to approve the payment for publishing costs. Motion carried.

Representative Vincent moved that the joint rules of the Forty-eighth Legislature be suspended to allow any bills passed by both houses of the Legislature by the ninetieth legislative day to be enrolled, clerically corrected by the presiding officers, signed by the presiding officers, and delivered to the Governor not later than ten days thereafter. All journal entries authorized under this rule as announcements and/or communications will be entered in the journal for this legislative day. Motion carried.

Representative Vincent moved that the House adjourn sine die. Motion carried.

House adjourned at 7:40 p.m.

Daniel Kemmis, Speaker

Jo Ann F. Owens, Chief Clerk

**ADDENDUM
TO THE
HOUSE JOURNAL
FORTY-EIGHTH LEGISLATURE
REPORTS OF STANDING COMMITTEES**

BILLS (Menahan, Chairman): 4/21/83
 Correctly enrolled: HB 83, HB 103, HB 118, HB 228, HB 540, HB 606, HB 700, HB 742, HB 745, HB 749, HB 776, HB 833, HB 871, HB 900, HB 928, HJR 4, HJR 41, HJR 43, HJR 44, HJR 45, HJR 47.
 Correctly enrolled: HB 447. 4/29/83
 Signed by the Speaker at 9:19 a.m., 4/22/83: HB 171, HB 335, HB 581, HB 909, HJR 9, HJR 40, SB 186, SB 235, SB 260.
 Signed by the Speaker at 8:54 a.m., 4/26/83: SB 40, SB 118, SB 312, SB 401, SB 414, SB 439, SJR 23.
 Signed by the Speaker at 3:09 p.m., 4/26/83: SB 48, SB 335, SB 465, SJR 12.
 Signed by the Speaker at 3:14 p.m., 4/26/83: HB 83, HB 103, HB 118, HB 228, HB 540, HB 606, HB 700, HB 742, HB 745, HB 747, HB 749, HB 776, HB 833, HB 871, HB 900, HB 928, HJR 4, HJR 41, HJR 43, HJR 44, HJR 45, HJR 47.
 Signed by the Speaker at 12:35 p.m., 4/28/83: HB 100.
 Signed by the Speaker at 12:30 p.m., 4/29/83: HB 68, HB 400, HB 426, HB 447, HB 656, HB 715, HB 721, HB 739, HB 885, HB 897, HB 908, SB 159, SB 170, SB 317, SB 418, SB 426.
 Delivered to the Governor for his approval at 3:30 p.m., 4/22/83: HB 23, HB 47, HB 225, HB 281, HB 299, HB 558, HB 668, HB 720.
 Delivered to the Governor for his approval at 10:00 a.m., 4/29/83: HB 83, HB 100, HB 103, HB 118, HB 171, HB 228, HB 335, HB 540, HB 581, HB 606, HB 700, HB 742, HB 745, HB 747, HB 749, HB 776, HB 833, HB 871, HB 900, HB 909, HB 928.
 Delivered to the Governor for his approval at 3:00 p.m., 4/29/83: HB 68, HB 400, HB 426, HB 447, HB 656, HB 715, HB 721, HB 739, HB 885, HB 897, HB 908.
 Delivered to the Secretary of State at 11:00 a.m., 4/29/83: HJR 4, HJR 9, HJR 40, HJR 41, HJR 43, HJR 44, HJR 45, HJR 47.

MESSAGES FROM THE GOVERNOR

The Honorable Dan Kemmis
 Speaker of the House
 State Capitol
 Helena, Montana 59620

April 25, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 53, 150, 187, 191, 232, 285, 319, 376, 428, 429, 446, 692, 733, 743, 825, 880, and 898.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 26, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 16, 58, 112, 377, 405, 435, 526, 544, 545, 716, 750, 802, 819, 841, 870, 901, 919, 923, and 924.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 27, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 23, 47, 153, 225, 281, 299, 317, 334, 373, 407, 510, 558, 597, 637, 663, 668, 720, 755, 780, 785, 798, 800, 815, 820, 846, 847, 873, 876, 890, 902, 914, and 922.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 28, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 1 and 114.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 29, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 83, 100, 171, 228, 335, 606, 742, 745, 747, 749, 776, 833, 871, 900, 909, and 928.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

April 30, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 68, 103, 118, 426, 540, 581, 656, 700, 715, 721, 739, 885, and 908.

Sincerely,

Ted Schwinden
Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

May 2, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:

House bills 418 and 600.

Sincerely,

George Turman
Acting Governor

The Honorable Dan Kemmis
Speaker of the House
State Capitol
Helena, Montana 59620

May 5, 1983

Dear Mr. Speaker:

This is to inform you that I have signed the following bill on May 4, 1983:

House bill 897.

Sincerely,

George Turman
Acting Governor

The Honorable Dan Kemmis
Speaker of the House

May 16, 1983

State Capitol
Helena, Montana 59620

Dear Mr. Speaker:

This is to inform you that I have signed the following bills this date:
House bills 400 and 447.

Sincerely,

Ted Schwinden
Governor

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